

WEDNESDAY, APRIL 21, 2021

TWENTY-SIXTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Sexton.

The proceedings were opened with prayer by Rep. Lynn.

Representative Lynn led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 93

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton -- 93

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Byrd; illness

Representative Carter; illness

Representative Ogles; illness

PRESENT IN CHAMBER

Rep. Harris was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 72 Reps. Littleton, Hawk, Lamberth, Marsh and Sherrell as prime sponsors.

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House Joint Resolution No. 418 Rep. Shaw as prime sponsor.

House Joint Resolution No. 419 Reps. Grills, Reedy, Hurt, Leatherwood and Darby as prime sponsors.

House Joint Resolution No. 428 Rep. Carr as prime sponsor.

House Joint Resolution No. 430 Reps. Dixie, Thompson, McKenzie, G. Johnson, Stewart, Cooper and Mitchell as prime sponsors.

House Joint Resolution No. 431 Reps. Dixie, Thompson, McKenzie, G. Johnson, Stewart, Cooper and Mitchell as prime sponsors.

House Joint Resolution No. 432 Rep. Carr as prime sponsor.

House Joint Resolution No. 433 Rep. Reedy as prime sponsor.

House Joint Resolution No. 435 Reps. Helton, Hakeem and Smith as prime sponsors.

House Bill No. 13 Reps. Grills, Lafferty, Sherrell, Lynn, Zachary, Cochran, Bricken, Faison, Eldridge, Sparks, T. Hicks, Warner, Hurt, Doggett, Todd, Moody, Keisling, Rudder, Alexander and Holsclaw as prime sponsors.

House Bill No. 189 Rep. Gillespie as prime sponsor.

House Bill No. 241 Reps. White, Hardaway Mannis, Jernigan and Freeman as prime sponsors.

House Bill No. 619 Reps. Sherrell, Carringer, Parkinson, Eldridge, Moody and Todd as prime sponsors.

House Bill No. 676 Reps. T. Hicks, Hazlewood and Todd as prime sponsors.

House Bill No. 749 Reps. Smith, Keisling, Sparks, Lynn, Todd and Mannis as prime sponsors.

House Bill No. 755 Reps. Moody, Smith, Alexander, Terry and Todd as prime sponsors.

House Bill No. 761 Rep. Lamberth as prime sponsor.

House Bill No. 864 Reps. Griffey and Hardaway as prime sponsors.

House Bill No. 966 Reps. Smith, Powers, Moody, Todd, Travis, Keisling, Lynn and Hazlewood as prime sponsors.

House Bill No. 1193 Reps. Hazlewood and Todd as prime sponsors.

House Bill No. 1195 Reps. Parkinson, Hardaway, Freeman, White, Moody, Smith, Todd, Alexander and Mannis as prime sponsors.

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House Bill No. 1312 Reps. Crawford, Hardaway, Moody, Smith, Hazlewood, Littleton, Todd and Helton as prime sponsors.

House Bill No. 1373 Reps. Sherrell, Gant, Hardaway, Howell, G. Hicks, Beck, Parkinson, Lamar, Hall, Bricken, Harris, Haston, Thompson, Smith, Moody, Todd, Keisling, Hazlewood, Helton, Sparks, Alexander, Camper, Carr, Eldridge, Boyd, Lynn and Littleton as prime sponsors.

House Bill No. 1403 Reps. Grills, Moody, Smith, Alexander and Todd as prime sponsors.

House Bill No. 1434 Rep. Hardaway as prime sponsor.

House Bill No. 1578 Reps. Griffey, Russell, Parkinson, Windle, Sherrell, Hardaway, Thompson, Smith, Eldridge, Moody, Mannis, Keisling, Hazlewood, Alexander, Powell, Hurt, Littleton, Beck and Camper as prime sponsors.

House Bill No. 1582 Rep. Vaughan as prime sponsor.

**MESSAGE FROM THE SENATE
April 20, 2021**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 54, 215, 293, 493, 525, 925, 1238, 1336, 1353, 1513, 1537, 1558 and 1621; substituted for Senate Bills on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 20, 2021**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 103, 350, 379, 381, 382, 383, 385, 387, 388, 389, 390, 391, 392 and 393; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 20, 2021**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 555, 708, 788, 863, 897, 972, 1076, 1323, 1380, 1392, 1417, 1437, 1440 and 1590; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 555** -- Firearms and Ammunition - As introduced, clarifies that the term "crime of violence" in regard to weapons offenses includes aggravated rape of a child rather than especially aggravated rape of a child. - Amends TCA Title 4; Title 16; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 49 and Title 70. by *Lundberg. (HB762 by *Gillespie)

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***Senate Bill No. 708** -- Pensions and Retirement Benefits - As introduced, changes name of the "council on pensions and insurance" to the "council on pensions"; removes bills involving insurance from council's purview; removes requirement that bills reported out of the council have the council's committee amendments attached to be considered by the standing committee. - Amends TCA Title 3, Chapter 9; Title 4; Title 8 and Title 67. by *Watson. (HB983 by *Hazlewood, *Smith)

***Senate Bill No. 788** -- Local Education Agencies - As introduced, requires each LEA to have an open enrollment period in which a parent or guardian of a student may seek to transfer the parent's or guardian's student to a school in the LEA that the student is not zoned to attend. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 6. by *Lundberg. (HB1305 by *White, *Hardaway, *Smith, *Hazlewood, *Todd)

***Senate Bill No. 863** -- Lottery, Scholarships and Programs - As introduced, revises eligibility requirements for the general assembly merit scholarship for students who complete high school in a Tennessee home school program or who graduate from an ineligible Tennessee high school. - Amends TCA Title 49, Chapter 4. by *Lundberg. (HB1372 by *Hulsey)

Senate Bill No. 897 -- Taxes, Privilege - As introduced, clarifies the beginning and end dates of the applicable tax year for purposes of the professional privilege tax. - Amends TCA Title 3; Title 48; Title 63 and Title 67. by *Stevens, *Crowe. (*HB496 by *Hazlewood)

***Senate Bill No. 972** -- Jails, Local Lock-ups - As introduced, establishes that a contracted licensed healthcare provider who certifies that a person is free from an impairment to authorize the person to work in a jail is not an agent of the municipality, county, or political subdivision; establishes that a municipality, county, or political subdivision's good faith reliance of the jailer qualification requirements does not give rise to a cause of action. - Amends TCA Section 41-4-144. by *Watson. (HB1222 by *Hakeem, *Helton)

Senate Bill No. 1076 -- Administrative Procedure (UAPA) - As introduced, continues permanent rules filed with the secretary of state after January 1, 2020. by *Roberts. (*HB495 by *Ragan)

***Senate Bill No. 1323** -- Public Health - As introduced, requires TACIR to conduct a comprehensive evaluation of childhood obesity in the state and its short and long-term effects. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 10; Title 33; Title 34; Title 36; Title 37; Title 38; Title 43; Title 47; Title 49; Title 50; Title 53; Title 55; Title 56; Title 62; Title 67; Title 68 and Title 71. by *Hensley, *Massey. (HB1344 by *Ogles, *Kumar, *Lynn)

***Senate Bill No. 1380** -- Law Enforcement - As introduced, requires law enforcement agencies to develop certain policies regarding the use of force; prohibits magistrates from issuing no-knock warrants. - Amends TCA Title 38; Title 39 and Title 40. by *Bell, *Akbari, *Briggs, *Campbell, *Gilmore, *Jackson, *Kyle, *Massey, *Walley, *Yager, *Yarbro. (HB1406 by *Curcio, *Love)

Senate Bill No. 1392 -- Birth Control - As introduced, limits certain children's access to contraceptives; requires the textbook and instructional materials quality commission approve contraceptive information available in schools; requires parental consent for a child referred to a physician by a school to receive contraceptives. - Amends TCA Title 4; Title 37; Title 49; Title 63; Title 68 and Section 71-5-133. by *Bowling. (*HB577 by *Ragan)

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Senate Bill No. 1417 -- Tort Liability and Reform - As introduced, requires that actions against a governmental entity for injury to person or property based on a deficiency in the design, planning, supervision, or construction of an improvement to a road or sidewalk or a trolley or light rail system be brought within four years after substantial completion of the improvement. - Amends TCA Title 29, Chapter 20. by *Akbari, *Campbell, *Kelsey. (*HB798 by *Chism, *Cooper)

Senate Bill No. 1437 -- Probation and Parole - As introduced, requires an institutional parole officer to meet with an incarcerated individual within one year of the individual's release eligibility date to create a release plan; makes changes to considerations for parole eligibility. - Amends TCA Title 40, Chapter 35, Part 5. by *Akbari, *Campbell, *Yarbro. (*HB545 by *Dixie)

Senate Bill No. 1440 -- Guardians and Conservators - As introduced, specifies the procedures for giving notice in conservatorship proceedings; specifies that certain examination reports in conservatorship proceedings are confidential and not open for inspection by the public. - Amends TCA Title 34. by *Akbari. (*HB581 by *Ragan)

Senate Bill No. 1590 -- Local Government, General - As introduced, specifies that a local governmental entity is immune from liability for any cause of action or claim for damages arising out of a person's participation in a private appropriately licensed substance abuse treatment program approved by the court as an alternative facility. - Amends TCA Title 29, Chapter 20 and Title 55, Chapter 10, Part 4. by *Bailey. (*HB187 by *Keisling)

MESSAGE FROM THE SENATE

April 20, 2021

MR. SPEAKER: I am directed to return to the House, House Bill No. 1609; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 20, 2021

MR. SPEAKER: I am directed to return to the House, House Bill No. 235; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 20, 2021

MR. SPEAKER: I am directed to return to the House, House Bill No. 210; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

April 20, 2021

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 72, 77, 82, 85, 94, 117, 267, 367, 487, 781, 820, 938, 968, 1604, 1611, 1613 and 1615; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

April 20, 2021

The Speaker announced that he had signed the following: House Bills Nos. 567, 722, 732, 1064, 1570, 1603, 1612, 1620 and 1623.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 20, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 112, 119, 135, 139, 163, 214, 268, 290, 311, 353, 405, 505, 509, 534, 545, 611, 615, 618, 749, 786, 790, 873, 1004, 1178, 1199, 1229, 1262 and 1615; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS

April 20, 2021

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 237, 505, 573, 670, 1181, 1233, 1607, 1618 and 1626; House Joint Resolutions Nos. 139, 174, 412, 413, 414 and 415;

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 20, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 103, 350, 379, 381, 382, 383, 385, 387, 388, 389, 390, 391, 392 and 393; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 20, 2021

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 103, 350, 379, 381, 382, 383, 385, 387, 388, 389, 390, 391, 392 and 393.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

April 20, 2021

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 103, 350, 379, 381, 382, 383, 385, 387, 388, 389, 390, 391, 392 and 393; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE GOVERNOR

April 20, 2021

MR. SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 76, 99, 175, 220, 234, 252, 486, 508, 587, 633, 701, 716, 763, 783, 866, 992, 1085, 1096, 1285, 1380, 1474, 1499 and 1602; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

ENROLLED BILLS

April 20, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 40 and 44; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED

April 20, 2021

The Speaker announced that he had signed the following: House Resolutions Nos. 40 and 44.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS

April 20, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 54, 215, 293, 493, 525, 566, 925, 1238, 1336, 1353, 1513, 1537, 1558 and 1621; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

REPORT OF CHIEF ENGROSSING CLERK
April 20, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 72, 77, 82, 85, 94, 117, 267, 367, 487, 781, 820, 938, 968, 1604, 1611, 1613 and 1615; House Joint Resolutions Nos. 186 and 380; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
April 21, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556 and 557; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 503** -- Memorials, Interns - Jackson Lelle. by *Walley.

***Senate Joint Resolution No. 504** -- Memorials, Interns - Denias Smith. by *Walley.

***Senate Joint Resolution No. 505** -- Memorials, Congratulations - Keri McInnis. by *Powers.

***Senate Joint Resolution No. 506** -- Memorials, Congratulations - Gary Luck. by *Powers.

***Senate Joint Resolution No. 507** -- Memorials, Congratulations - Don Jenkins. by *Powers.

***Senate Joint Resolution No. 508** -- Memorials, Recognition - Brigadier General Robin Mealer, U.S. Army (Retired). by *Powers.

***Senate Joint Resolution No. 509** -- Memorials, Professional Achievement - Haller in Hilton Hill, Tennessee Radio Hall of Fame. by *Massey, *Briggs.

***Senate Joint Resolution No. 510** -- Memorials, Academic Achievement - Samuel Augustus Waller, Salutatorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 511** -- Memorials, Academic Achievement - Rachel Elizabeth Bogdan, Valedictorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 512** -- Memorials, Personal Occasion - John Carl "Johnny" Jones, 80th birthday. by *Roberts.

***Senate Joint Resolution No. 513** -- Memorials, Retirement - Councilman Joe Swann. by *Swann.

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***Senate Joint Resolution No. 514** -- Memorials, Recognition - Thomas William Taylor. by *Swann.

***Senate Joint Resolution No. 517** -- Memorials, Recognition - 100th anniversary of the passage of 1921 Public Chapter 95. by *Gilmore.

***Senate Joint Resolution No. 518** -- Memorials, Recognition - College students who have lost parents to COVID-19. by *Gilmore, *Campbell.

***Senate Joint Resolution No. 519** -- Memorials, Interns - Colt Timothy Clements. by *Southerland.

***Senate Joint Resolution No. 520** -- Memorials, Academic Achievement - Jaelyn Watson, Salutatorian, Clay County High School. by *Pody.

***Senate Joint Resolution No. 521** -- Memorials, Academic Achievement - Daniela Michelle Vela Hernandez, Valedictorian, Clay County High School. by *Pody.

***Senate Joint Resolution No. 522** -- Memorials, Interns - Cadie Perry. by *Hensley.

***Senate Joint Resolution No. 523** -- Memorials, Death - Clarence Raymond Robbins. by *Yager.

***Senate Joint Resolution No. 524** -- Memorials, Academic Achievement - Nathanael Laing, Valedictorian, Bearden High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 525** -- Memorials, Academic Achievement - Ishani Spanier, Salutatorian, Bearden High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 526** -- Memorials, Academic Achievement - Blake Cragen, Valedictorian, Farragut High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 527** -- Memorials, Academic Achievement - Magdalena Ohstrom, Salutatorian, Farragut High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 528** -- Memorials, Academic Achievement - Abby Diggs, Valedictorian, Fulton High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 529** -- Memorials, Academic Achievement - Anthony De Leon Matta, Salutatorian, Fulton High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 530** -- Memorials, Academic Achievement - Anastasia "Alex" Slisher, Salutatorian, L&N Stem Academy. by *Briggs, *Massey.

***Senate Joint Resolution No. 531** -- Memorials, Academic Achievement - Reece Brown, Salutatorian, L&N STEM Academy. by *Briggs, *Massey.

***Senate Joint Resolution No. 532** -- Memorials, Academic Achievement - Abigail Lee, Valedictorian, L&N STEM Academy. by *Briggs, *Massey.

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***Senate Joint Resolution No. 533** -- Memorials, Academic Achievement - Elaine Sheddian, Salutatorian, Knoxville Central High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 534** -- Memorials, Academic Achievement - Leigha Gregory, Salutatorian, Knoxville Central High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 535** -- Memorials, Academic Achievement - Libelula Baldriche, Valedictorian, Knoxville Central High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 536** -- Memorials, Academic Achievement - McKenzie Larrimore, Salutatorian, Karns High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 537** -- Memorials, Academic Achievement - Joshua Ward, Valedictorian, Karns High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 538** -- Memorials, Academic Achievement - Emma Grace Everett, Valedictorian, Powell High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 539** -- Memorials, Academic Achievement - Aashna Desai, Valedictorian, Carter High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 540** -- Memorials, Academic Achievement - Ploomie Messer, Valedictorian, Carter High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 541** -- Memorials, Academic Achievement - Katie Price, Salutatorian, Carter High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 542** -- Memorials, Academic Achievement - Dylan West, Salutatorian, Career Magnet Academy. by *Massey, *Briggs.

***Senate Joint Resolution No. 543** -- Memorials, Academic Achievement - Arwen Roach, Valedictorian, Career Magnet Academy. by *Massey, *Briggs.

***Senate Joint Resolution No. 544** -- Memorials, Academic Achievement - Sophia Trent, Salutatorian, Career Magnet Academy. by *Massey, *Briggs.

***Senate Joint Resolution No. 545** -- Memorials, Academic Achievement - Ahya Moreno, Valedictorian, Austin-East High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 546** -- Memorials, Academic Achievement - Noel Djenini, Salutatorian, Austin-East High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 547** -- Memorials, Academic Achievement - Emily Paige Easterday, Valedictorian, Gibbs High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 548** -- Memorials, Academic Achievement - Ashley Elizabeth Neubert, Salutatorian, Gibbs High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 549** -- Memorials, Academic Achievement - Nicholas Murray, Salutatorian, West High School. by *Massey, *Briggs.

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***Senate Joint Resolution No. 550** -- Memorials, Academic Achievement - Sydney Zurcher, Salutatorian, West High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 551** -- Memorials, Academic Achievement - Joshua Stevens, Valedictorian, West High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 552** -- Memorials, Academic Achievement - Collin Dobson, Salutatorian, West High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 553** -- Memorials, Academic Achievement - Mason Strader, Valedictorian, South-Doyle High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 554** -- Memorials, Academic Achievement - Kailey Garrison, Salutatorian, South-Doyle High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 555** -- Memorials, Academic Achievement - Sarah Child, Valedictorian, South-Doyle High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 556** -- Memorials, Academic Achievement - Katherine Ruth Luttrell, Valedictorian, Halls High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 557** -- Memorials, Academic Achievement - Madison Grace Ortner, Salutatorian, Halls High School. by *Massey, *Briggs.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 22, 2021:

House Resolution No. 45 -- Memorials, Interns - Shelby Batson. by *Ragan.

House Resolution No. 46 -- Memorials, Interns - Matthew Nicholson. by *Keisling, *Helton, *Eldridge, *Holsclaw, *Hulsey.

House Resolution No. 47 -- Memorials, Academic Achievement - Arlando Lewis, Valedictorian, Martin Luther King College Preparatory High School. by *Cooper.

House Resolution No. 48 -- Memorials, Academic Achievement - Tia Baker, Salutatorian, Martin Luther King College Preparatory High School. by *Cooper.

House Resolution No. 49 -- Memorials, Academic Achievement - Dalton Ray Fitzgerald, Salutatorian, Millington High School. by *Cooper, *Leatherwood.

House Resolution No. 50 -- Memorials, Academic Achievement - Luis Tadeo Carrillo Reyes, Valedictorian, Millington High School. by *Cooper, *Leatherwood.

House Resolution No. 51 -- Memorials, Recognition - Jim Shulman. by *Freeman.

House Resolution No. 52 -- Memorials, Sports - Pickett County High School boys' basketball team. by *Keisling.

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***House Joint Resolution No. 434** -- Memorials, Recognition - Carmack Boulevard Church of Christ, 50th anniversary. by *Cepicky.

***House Joint Resolution No. 435** -- Memorials, Death - Charles Henry Coolidge, Sr. by *Hazlewood, *Helton, *Hakeem, *Smith.

***House Joint Resolution No. 436** -- Memorials, Death - Dr. Timothy F. Goldsmith. by *White.

***House Joint Resolution No. 437** -- Memorials, Death - Lieutenant Colonel Joseph Sharbel, U.S. Marine Corps. by *Freeman.

***House Joint Resolution No. 438** -- Memorials, Interns - Sydney Satterwhite. by *Parkinson.

***House Joint Resolution No. 439** -- Memorials, Interns - Elijah McGlothen. by *Parkinson.

***House Joint Resolution No. 440** -- Memorials, Interns - Jamir Jackson. by *Parkinson.

***House Joint Resolution No. 441** -- Memorials, Interns - DeAndre Dockery. by *Parkinson.

***House Joint Resolution No. 442** -- Memorials, Interns - Ethan Bentley. by *Parkinson.

***House Joint Resolution No. 443** -- Memorials, Interns - Kiara Miller. by *Parkinson.

***House Joint Resolution No. 444** -- Memorials, Interns - Jocelyn Little. by *Parkinson.

***House Joint Resolution No. 445** -- Memorials, Interns - Gabrielle Kershaw. by *Parkinson.

***House Joint Resolution No. 446** -- Memorials, Interns - Alyssa Hobbs. by *Parkinson.

***House Joint Resolution No. 447** -- Memorials, Interns - Domenyque Clay. by *Parkinson.

***House Joint Resolution No. 448** -- Memorials, Interns - Orosi Abell. by *Parkinson.

***House Joint Resolution No. 449** -- Memorials, Recognition - Mount Pleasant High School, 50th anniversary. by *Cepicky.

***House Joint Resolution No. 450** -- Memorials, Professional Achievement - Wendy Ridley, Cornersville School Grades 7-8 Teacher of the Year. by *Warner.

***House Joint Resolution No. 451** -- Memorials, Professional Achievement - Amanda Putman, Cornersville Elementary School Grades K-4 Teacher of the Year. by *Warner.

***House Joint Resolution No. 452** -- Memorials, Professional Achievement - Allison Underwood, Cornersville Elementary School Grades 5-6 Teacher of the Year. by *Warner.

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***House Joint Resolution No. 453** -- Memorials, Professional Achievement - Kelly Jerik, Forrest School Grades 9-12 Teacher of the Year. by *Warner.

***House Joint Resolution No. 454** -- Memorials, Professional Achievement - Joy Brown, Forrest School Grades 7-8 Teacher the Year. by *Warner.

***House Joint Resolution No. 455** -- Memorials, Professional Achievement - Carrie Thrasher, Delk-Henson Intermediate School Grades 5-6 Teacher of the Year. by *Warner.

***House Joint Resolution No. 456** -- Memorials, Professional Achievement - Randy Gaskill, Delk-Henson Intermediate School Grade 4 Teacher of the Year. by *Warner.

***House Joint Resolution No. 457** -- Memorials, Professional Achievement - Casey Whitley, Chapel Hill Elementary School Teacher of the Year. by *Warner.

***House Joint Resolution No. 458** -- Memorials, Professional Achievement - Mary Brewer, Marshall County Grades 9-12 and Marshall County High School Teacher of the Year. by *Warner.

***House Joint Resolution No. 459** -- Memorials, Professional Achievement - Danny Adams, Spot Lowe Technology Center Teacher of the Year. by *Warner.

***House Joint Resolution No. 460** -- Memorials, Professional Achievement - Josh Hardison, Marshall County Grades 5-8 and Lewisburg Middle School Teacher of the Year. by *Warner.

***House Joint Resolution No. 461** -- Memorials, Professional Achievement - Kayla Hickman, Westhills Elementary School Grades 5-6 Teacher of the Year. by *Warner.

***House Joint Resolution No. 462** -- Memorials, Professional Achievement - Amy Blackwell, Westhills Elementary School Grades 4-5 Teacher of the Year. by *Warner.

***House Joint Resolution No. 463** -- Memorials, Professional Achievement - Cynthia Zerik, Marshall Elementary School Teacher of the Year. by *Warner.

***House Joint Resolution No. 464** -- Memorials, Professional Achievement - Amy Sumners, Marshall County Grades K-4 and Oak Grove Elementary School Teacher of the Year. by *Warner.

***House Joint Resolution No. 465** -- Memorials, Professional Achievement - Kathy Edwards, Cornersville School Grades 9-12 Teacher of the Year. by *Warner.

***House Joint Resolution No. 466** -- Memorials, Academic Achievement - Eli Martin Bright, Salutorian, White House High School. by *Garrett, *Lamberth, *Kumar.

***House Joint Resolution No. 467** -- Memorials, Academic Achievement - Anna Lorraine Buchanan, Salutatorian, White House High School. by *Garrett, *Lamberth, *Kumar.

***House Joint Resolution No. 468** -- Memorials, Academic Achievement - Stephanie Jolynn Ting, Salutatorian, White House High School. by *Garrett, *Lamberth, *Kumar.

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***House Joint Resolution No. 469** -- Memorials, Academic Achievement - Griffin Cole Brake, Valedictorian, White House High School. by *Garrett, *Lamberth, *Kumar.

***House Joint Resolution No. 470** -- Memorials, Recognition - Mark Presley, Governor's Volunteer Stars Award. by *Weaver.

***House Joint Resolution No. 471** -- Memorials, Academic Achievement - Rebecca Anne Chapman, Valedictorian, Trousdale County High School. by *Weaver.

***House Joint Resolution No. 472** -- Memorials, Academic Achievement - James Heath Chasse, Salutatorian, Trousdale County High School. by *Weaver.

***House Joint Resolution No. 473** -- Memorials, Academic Achievement - Jocelyn Silva, Salutatorian, Kingsbury High School. by *Parkinson.

***House Joint Resolution No. 474** -- Memorials, Academic Achievement - Mariela Sosa, Valedictorian, Kingsbury High School. by *Parkinson.

***House Joint Resolution No. 475** -- Memorials, Academic Achievement - Nasteho Hussein, Salutatorian, Frederick Douglass High School. by *Parkinson.

***House Joint Resolution No. 476** -- Memorials, Academic Achievement - Erika D. Wallace, Valedictorian, Frederick Douglass High School. by *Parkinson.

***House Joint Resolution No. 477** -- Memorials, Recognition - International Tennessee Whiskey Day, May 21, 2021. by *Sexton C.

***House Joint Resolution No. 478** -- Memorials, Personal Occasion - Verta Mosley, 100th birthday. by *Haston.

***House Joint Resolution No. 481** -- Memorials, Recognition - Terri Walker, National Auctioneers Association. by *White.

***House Joint Resolution No. 482** -- Memorials, Professional Achievement - Michelle Bruner, Obion County Grades 9-12 Teacher of the Year. by *Grills.

***House Joint Resolution No. 483** -- Memorials, Professional Achievement - Tori Jones, Obion County Grades K-4 Teacher of the Year. by *Grills.

***House Joint Resolution No. 484** -- Memorials, Professional Achievement - Leanne Parnell, Obion County Grades 5-8 Teacher of the Year. by *Grills.

***House Joint Resolution No. 485** -- Memorials, Professional Achievement - Katherine Huitt, Teacher of the Year, Dyersburg High School. by *Grills.

***House Joint Resolution No. 486** -- Memorials, Professional Achievement - Lauren Newell, Teacher of the Year, Dyersburg Intermediate School. by *Grills.

***House Joint Resolution No. 487** -- Memorials, Professional Achievement - Lance Roy, Teacher of the Year, Dyersburg Primary School. by *Grills.

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***House Joint Resolution No. 488** -- Memorials, Professional Achievement - Trina Roy, Teacher of the Year, Dyersburg Middle School. by *Grills.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for April 22, 2021:

***Senate Joint Resolution No. 503** -- Memorials, Interns - Jackson Lelle. by *Walley.

***Senate Joint Resolution No. 504** -- Memorials, Interns - Denias Smith. by *Walley.

***Senate Joint Resolution No. 505** -- Memorials, Congratulations - Keri McInnis. by *Powers.

***Senate Joint Resolution No. 506** -- Memorials, Congratulations - Gary Luck. by *Powers.

***Senate Joint Resolution No. 507** -- Memorials, Congratulations - Don Jenkins. by *Powers.

***Senate Joint Resolution No. 508** -- Memorials, Recognition - Brigadier General Robin Mealer, U.S. Army (Retired). by *Powers.

***Senate Joint Resolution No. 509** -- Memorials, Professional Achievement - Hallerin Hilton Hill, Tennessee Radio Hall of Fame. by *Massey, *Briggs, *Akbari, *Bailey, *Bell, *Bowling, *Campbell, *Crowe, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Kyle, *Lundberg, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Robinson, *Rose, *Southerland, *Stevens, *Swann, *Walley, *Watson, *White, *Yager, *Yarbro, *McNally.

***Senate Joint Resolution No. 510** -- Memorials, Academic Achievement - Samuel Augustus Waller, Salutatorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 511** -- Memorials, Academic Achievement - Rachel Elizabeth Bogdan, Valedictorian, Christian Community Schools. by *Roberts.

***Senate Joint Resolution No. 512** -- Memorials, Personal Occasion - John Carl "Johnny" Jones, 80th birthday. by *Roberts.

***Senate Joint Resolution No. 513** -- Memorials, Retirement - Councilman Joe Swann. by *Swann, *Briggs, *Massey, *McNally, *Akbari, *Bailey, *Bell, *Bowling, *Campbell, *Crowe, *Gardenhire, *Gilmore, *Haile, *Hensley, *Jackson, *Johnson, *Kelsey, *Kyle, *Lundberg, *Niceley, *Pody, *Powers, *Reeves, *Roberts, *Robinson, *Rose, *Southerland, *Stevens, *Walley, *Watson, *White, *Yager, *Yarbro.

***Senate Joint Resolution No. 514** -- Memorials, Recognition - Thomas William Taylor. by *Swann.

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***Senate Joint Resolution No. 517** -- Memorials, Recognition - 100th anniversary of the passage of 1921 Public Chapter 95. by *Gilmore, *Akbari.

***Senate Joint Resolution No. 518** -- Memorials, Recognition - College students who have lost parents to COVID-19. by *Gilmore, *Campbell, *Akbari.

***Senate Joint Resolution No. 519** -- Memorials, Interns - Colt Timothy Clements. by *Southerland.

***Senate Joint Resolution No. 520** -- Memorials, Academic Achievement - Jaelyn Watson, Salutatorian, Clay County High School. by *Pody.

***Senate Joint Resolution No. 521** -- Memorials, Academic Achievement - Daniela Michelle Vela Hernandez, Valedictorian, Clay County High School. by *Pody.

***Senate Joint Resolution No. 522** -- Memorials, Interns - Cadie Perry. by *Hensley.

***Senate Joint Resolution No. 523** -- Memorials, Death - Clarence Raymond Robbins. by *Yager.

***Senate Joint Resolution No. 524** -- Memorials, Academic Achievement - Nathanael Laing, Valedictorian, Bearden High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 525** -- Memorials, Academic Achievement - Ishani Spanier, Salutatorian, Bearden High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 526** -- Memorials, Academic Achievement - Blake Cragen, Valedictorian, Farragut High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 527** -- Memorials, Academic Achievement - Magdalena Ohstrom, Salutatorian, Farragut High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 528** -- Memorials, Academic Achievement - Abby Diggs, Valedictorian, Fulton High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 529** -- Memorials, Academic Achievement - Anthony De Leon Matta, Salutatorian, Fulton High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 530** -- Memorials, Academic Achievement - Anastasia "Alex" Slisher, Salutatorian, L&N Stem Academy. by *Briggs, *Massey.

***Senate Joint Resolution No. 531** -- Memorials, Academic Achievement - Reece Brown, Salutatorian, L&N STEM Academy. by *Briggs, *Massey.

***Senate Joint Resolution No. 532** -- Memorials, Academic Achievement - Abigail Lee, Valedictorian, L&N STEM Academy. by *Briggs, *Massey.

***Senate Joint Resolution No. 533** -- Memorials, Academic Achievement - Elaine Sheddan, Salutatorian, Knoxville Central High School. by *Briggs, *Massey.

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***Senate Joint Resolution No. 534** -- Memorials, Academic Achievement - Leigha Gregory, Salutatorian, Knoxville Central High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 535** -- Memorials, Academic Achievement - Libelula Baldriche, Valedictorian, Knoxville Central High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 536** -- Memorials, Academic Achievement - McKenzie Larrimore, Salutatorian, Karns High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 537** -- Memorials, Academic Achievement - Joshua Ward, Valedictorian, Karns High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 538** -- Memorials, Academic Achievement - Emma Grace Everett, Valedictorian, Powell High School. by *Briggs, *Massey.

***Senate Joint Resolution No. 539** -- Memorials, Academic Achievement - Aashna Desai, Valedictorian, Carter High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 540** -- Memorials, Academic Achievement - Ploomie Messer, Valedictorian, Carter High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 541** -- Memorials, Academic Achievement - Katie Price, Salutatorian, Carter High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 542** -- Memorials, Academic Achievement - Dylan West, Salutatorian, Career Magnet Academy. by *Massey, *Briggs.

***Senate Joint Resolution No. 543** -- Memorials, Academic Achievement - Arwen Roach, Valedictorian, Career Magnet Academy. by *Massey, *Briggs.

***Senate Joint Resolution No. 544** -- Memorials, Academic Achievement - Sophia Trent, Salutatorian, Career Magnet Academy. by *Massey, *Briggs.

***Senate Joint Resolution No. 545** -- Memorials, Academic Achievement - Ahya Moreno, Valedictorian, Austin-East High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 546** -- Memorials, Academic Achievement - Noel Djenini, Salutatorian, Austin-East High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 547** -- Memorials, Academic Achievement - Emily Paige Easterday, Valedictorian, Gibbs High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 548** -- Memorials, Academic Achievement - Ashley Elizabeth Neubert, Salutatorian, Gibbs High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 549** -- Memorials, Academic Achievement - Nicholas Murray, Salutatorian, West High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 550** -- Memorials, Academic Achievement - Sydney Zurcher, Salutatorian, West High School. by *Massey, *Briggs.

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***Senate Joint Resolution No. 551** -- Memorials, Academic Achievement - Joshua Stevens, Valedictorian, West High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 552** -- Memorials, Academic Achievement - Collin Dobson, Salutatorian, West High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 553** -- Memorials, Academic Achievement - Mason Strader, Valedictorian, South-Doyle High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 554** -- Memorials, Academic Achievement - Kailey Garrison, Salutatorian, South-Doyle High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 555** -- Memorials, Academic Achievement - Sarah Child, Valedictorian, South-Doyle High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 556** -- Memorials, Academic Achievement - Katherine Ruth Luttrell, Valedictorian, Halls High School. by *Massey, *Briggs.

***Senate Joint Resolution No. 557** -- Memorials, Academic Achievement - Madison Grace Ortnier, Salutatorian, Halls High School. by *Massey, *Briggs.

INTRODUCTION OF BILLS

On motion, the following bill was introduced and passed first consideration:

***House Bill No. 1633** -- Whiteville - Subject to local approval, reduces the number of readings required for the passage of ordinances by the board of mayor and aldermen from three to two. - Amends Chapter 280 of the Acts of 1901. by *Shaw.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 555** -- Firearms and Ammunition - As introduced, clarifies that the term "crime of violence" in regard to weapons offenses includes aggravated rape of a child rather than especially aggravated rape of a child. - Amends TCA Title 4; Title 16; Title 33; Title 36; Title 37; Title 38; Title 39; Title 40; Title 49 and Title 70. by *Lundberg. (HB762 by *Gillespie)

***Senate Bill No. 708** -- Pensions and Retirement Benefits - As introduced, changes name of the "council on pensions and insurance" to the "council on pensions"; removes bills involving insurance from council's purview; removes requirement that bills reported out of the council have the council's committee amendments attached to be considered by the standing committee. - Amends TCA Title 3, Chapter 9; Title 4; Title 8 and Title 67. by *Watson. (HB983 by *Hazlewood, *Smith)

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***Senate Bill No. 788** -- Local Education Agencies - As introduced, requires each LEA to have an open enrollment period in which a parent or guardian of a student may seek to transfer the parent's or guardian's student to a school in the LEA that the student is not zoned to attend. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 6. by *Lundberg. (HB1305 by *White, *Hardaway, *Smith, *Hazlewood, *Todd)

***Senate Bill No. 863** -- Lottery, Scholarships and Programs - As introduced, revises eligibility requirements for the general assembly merit scholarship for students who complete high school in a Tennessee home school program or who graduate from an ineligible Tennessee high school. - Amends TCA Title 49, Chapter 4. by *Lundberg. (HB1372 by *Hulsey)

Senate Bill No. 897 -- Taxes, Privilege - As introduced, clarifies the beginning and end dates of the applicable tax year for purposes of the professional privilege tax. - Amends TCA Title 3; Title 48; Title 63 and Title 67. by *Stevens, *Crowe. (*HB496 by *Hazlewood)

***Senate Bill No. 972** -- Jails, Local Lock-ups - As introduced, establishes that a contracted licensed healthcare provider who certifies that a person is free from an impairment to authorize the person to work in a jail is not an agent of the municipality, county, or political subdivision; establishes that a municipality, county, or political subdivision's good faith reliance of the jailer qualification requirements does not give rise to a cause of action. - Amends TCA Section 41-4-144. by *Watson. (HB1222 by *Hakeem, *Helton)

Senate Bill No. 1076 -- Administrative Procedure (UAPA) - As introduced, continues permanent rules filed with the secretary of state after January 1, 2020. by *Roberts. (*HB495 by *Ragan)

***Senate Bill No. 1323** -- Public Health - As introduced, requires TACIR to conduct a comprehensive evaluation of childhood obesity in the state and its short and long-term effects. - Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 10; Title 33; Title 34; Title 36; Title 37; Title 38; Title 43; Title 47; Title 49; Title 50; Title 53; Title 55; Title 56; Title 62; Title 67; Title 68 and Title 71. by *Hensley, *Massey. (HB1344 by *Ogles, *Kumar, *Lynn)

***Senate Bill No. 1380** -- Law Enforcement - As introduced, requires law enforcement agencies to develop certain policies regarding the use of force; prohibits magistrates from issuing no-knock warrants. - Amends TCA Title 38; Title 39 and Title 40. by *Bell, *Akbari, *Briggs, *Campbell, *Gilmore, *Jackson, *Kyle, *Massey, *Walley, *Yager, *Yarbro. (HB1406 by *Curcio, *Love)

Senate Bill No. 1392 -- Birth Control - As introduced, limits certain children's access to contraceptives; requires the textbook and instructional materials quality commission approve contraceptive information available in schools; requires parental consent for a child referred to a physician by a school to receive contraceptives. - Amends TCA Title 4; Title 37; Title 49; Title 63; Title 68 and Section 71-5-133. by *Bowling. (*HB577 by *Ragan)

Senate Bill No. 1417 -- Tort Liability and Reform - As introduced, requires that actions against a governmental entity for injury to person or property based on a deficiency in the design, planning, supervision, or construction of an improvement to a road or sidewalk or a trolley or light rail system be brought within four years after substantial completion of the improvement. - Amends TCA Title 29, Chapter 20. by *Akbari, *Campbell, *Kelsey. (*HB798 by *Chism, *Cooper)

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Senate Bill No. 1437 -- Probation and Parole - As introduced, requires an institutional parole officer to meet with an incarcerated individual within one year of the individual's release eligibility date to create a release plan; makes changes to considerations for parole eligibility. - Amends TCA Title 40, Chapter 35, Part 5. by *Akbari, *Campbell, *Yarbro. (*HB545 by *Dixie)

Senate Bill No. 1440 -- Guardians and Conservators - As introduced, specifies the procedures for giving notice in conservatorship proceedings; specifies that certain examination reports in conservatorship proceedings are confidential and not open for inspection by the public. - Amends TCA Title 34. by *Akbari. (*HB581 by *Ragan)

Senate Bill No. 1590 -- Local Government, General - As introduced, specifies that a local governmental entity is immune from liability for any cause of action or claim for damages arising out of a person's participation in a private appropriately licensed substance abuse treatment program approved by the court as an alternative facility. - Amends TCA Title 29, Chapter 20 and Title 55, Chapter 10, Part 4. by *Bailey. (*HB187 by *Keisling)

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 20, 2021**, reported the following:

FINANCE, WAYS, AND MEANS COMMITTEE

The Finance, Ways, and Means Committee recommended for passage: House Bills Nos. 777, 1347, 888, 155, 771, 845, 542, 471, 74, 1351, 119, 189, 648, 646, 779 and House Joint Resolution No. 72, also House Bills Nos. 358, 319, 913 and Senate Joint Resolution No. 10 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

HEALTH COMMITTEE

The Health Committee transmitted the following be referred to the Government Operations Committee: House Bill No. 370 with amendments.

INSURANCE COMMITTEE

The Insurance Committee recommended for passage: House Bill No. 1464. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee further reports that House Bill No. 635 was considered, but failed to pass.

LOCAL GOVERNMENT COMMITTEE

The Local Government Committee recommended for passage: House Bills Nos. 873, 1629, 1627 and 1624. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1515 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE GOVERNMENT COMMITTEE

The State Government Committee recommended for passage: House Bill No. 654, also House Bills Nos. 668 and 1492 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1593, also House Bills Nos. 869 and 846 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bills Nos. 910, 1165 and 1267 with amendments.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 21, 2021**, reported the following:

CIVIL JUSTICE COMMITTEE

The Civil Justice Committee recommended for passage: House Bill No. 902 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 357 and 1130 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CRIMINAL JUSTICE COMMITTEE

The Criminal Justice Committee recommended for passage: House Bills Nos. 1121, 1319 and 1183 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1320, also House Bills Nos. 1430 and 1102 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bills Nos. 996, 565, 582, 920, 1284 and 1045 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted the following to the Criminal Justice Committee: House Bill No. 880 with amendments.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1132, 1509, 980 and 1596 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 829.

**DELAYED BILLS REFERRED
April 21, 2021**

Pursuant to **Rule No. 77**, having been prefiled for introduction, Senate Joint Resolution No. 201 was referred to the Delayed Bills Committee.

***Senate Joint Resolution No. 201** -- Naming and Designating - Designates April 2021, as "County Government Month" in Tennessee. by *Powers, *Yager.

CONSENT CALENDAR

House Resolution No. 41 -- Memorials, Retirement - Anita Ellis. by *Lamberth.

House Resolution No. 42 -- Memorials, Death - Stacey Delon Wilson. by *Gant.

House Resolution No. 43 -- Memorials, Death - Major Trevor Phillip Joseph, United States Army. by *Vaughan.

***House Joint Resolution No. 416** -- Memorials, Recognition - COS Business Products & Interiors, 80th anniversary. by *Hazlewood.

***House Joint Resolution No. 417** -- Memorials, Recognition - National Drug Endangered Children Awareness Day. by *Littleton.

***House Joint Resolution No. 418** -- Memorials, Recognition - Toyota Motor Manufacturing, Tennessee. by *Todd, *Shaw.

***House Joint Resolution No. 419** -- Memorials, Retirement - Jimmy Wallace. by *Todd, *Grills, *Reedy, *Hurt, *Leatherwood, *Darby.

***House Joint Resolution No. 420** -- Memorials, Academic Achievement - Riya Patel, Valedictorian, Cocke County High School. by *Faison.

***House Joint Resolution No. 421** -- Memorials, Academic Achievement - Morgan Blazer, Salutatorian, Cocke County High School. by *Faison.

***House Joint Resolution No. 422** -- Memorials, Academic Achievement - Carly Wines, Valedictorian, Cosby High School. by *Faison.

***House Joint Resolution No. 423** -- Memorials, Academic Achievement - Leah Murray, Salutatorian, Cosby High School. by *Faison.

***House Joint Resolution No. 424** -- Memorials, Academic Achievement - Maxwell Brown, Valedictorian, South Greene High School. by *Faison.

***House Joint Resolution No. 425** -- Memorials, Academic Achievement - Ayden Hawk, Salutatorian, South Greene High School. by *Faison.

***House Joint Resolution No. 426** -- Memorials, Interns - Thomas Bell. by *Terry.

WEDNESDAY, APRIL 21, 2021 – TWENTY-SIXTH LEGISLATIVE DAY

***House Joint Resolution No. 427** -- Memorials, Recognition - Carrie Willis. by *Darby.

***House Joint Resolution No. 428** -- Memorials, Recognition - First Baptist Church Maryville, 150th anniversary. by *Ramsey, *Moon, *Carr.

***House Joint Resolution No. 429** -- Memorials, Heroism - Jean Wortman and Christi Prater. by *Ramsey, *Moon.

***House Joint Resolution No. 430** -- Memorials, Death - Marie Sisco Varsos. by *Clemmons, *Dixie, *Thompson, *McKenzie, *Johnson G, *Stewart, *Cooper, *Mitchell.

***House Joint Resolution No. 431** -- Memorials, Death - Deborah Y. Sisco. by *Clemmons, *Dixie, *Thompson, *McKenzie, *Johnson G, *Stewart, *Cooper, *Mitchell.

***House Joint Resolution No. 432** -- Memorials, Sports - Tusculum University football team, 2021 SAC champions. by *Hawk, *Carr.

***House Joint Resolution No. 433** -- Memorials, Recognition - Local television and radio broadcasters. by *Sparks, *Campbell S, *Howell, *Carringer, *Shaw, *Gant, *Lamberth, *Hazlewood, *Faison, *Powers, *Reedy.

***Senate Joint Resolution No. 498** -- Memorials, Recognition - David A. North. by *Kelsey.

***Senate Joint Resolution No. 499** -- Memorials, Professional Achievement - Leon Dickson, Sr., REALTOR of the Year. by *Robinson.

***Senate Joint Resolution No. 500** -- Memorials, Interns - Caitlin Carlton. by *Briggs, *Massey.

***Senate Joint Resolution No. 501** -- Memorials, Recognition - Colonel Homer E. Kirby III. by *Bowling.

***Senate Joint Resolution No. 502** -- Memorials, Death - Randy T. Garrett. by *White.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Joint Resolution No. 417: by Rep. Littleton

Under the rules, House Joint Resolution No. 417, was placed at the heel of the calendar for April 22, 2021.

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Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 966** -- Election Laws - As introduced, prohibits private individuals, businesses, and corporations from funding state and local elections; requires election audits to meet certain standards. - Amends TCA Title 2. by *Carringer, *Griffey, *Crawford, *Smith, *Powers, *Moody, *Todd, *Travis, *Keisling, *Lynn, *Hazlewood. (SB1534 by *Roberts, *Jackson, *Stevens)

Further consideration of House Bill No. 966, previously considered on April 12, 2021, at which time it was reset for today's calendar.

On motion, House Bill No. 966 was made to conform with **Senate Bill No. 1534**; the Senate Bill was substituted for the House Bill.

Rep. Carringer moved that Senate Bill No. 1534 be passed on third and final consideration.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Russell moved the previous question, which motion prevailed by the following vote:

Ayes 70
Noes..... 23

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Wright, Zachary, Mr. Speaker Sexton--70

Representatives voting no were: Beck, Camper, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Shaw, Stewart, Thompson, Towns, Windle--23

Rep. Carringer moved that **Senate Bill No. 1534** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 72
Noes..... 20

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--72

Representatives voting no were: Beck, Camper, Clemmons, Cooper, Dixie, Freeman, Hakeem, Hardaway, Harris, Jernigan, Johnson G, Lamar, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson--20

A motion to reconsider was tabled.

House Bill No. 1373 -- Insurance, Health, Accident - As introduced, requires the state to reimburse a local government that provides health insurance benefits for first responders for the portion of health insurance premiums and benefits for which the local government is responsible if it provides for the surviving spouse and children of a first responder killed in the line of duty, and not just the amount for which the local government is responsible under the health insurance policy. - Amends TCA Title 8, Chapter 27. by *Whitson, *Griffey, *Windle, *Moon, *Wright, *Faison, *Hicks T, *Jernigan, *Lamberth, *Russell, *Mannis, *Kumar, *Sherrell, *Gant, *Hardaway, *Howell, *Hicks G, *Beck, *Parkinson, *Lamar, *Hall, *Bricken, *Harris, *Haston, *Thompson, *Smith, *Moody, *Todd, *Keisling, *Hazlewood, *Helton, *Sparks, *Alexander, *Camper, *Carr, *Eldridge, *Boyd, *Lynn, *Littleton. (*SB1409 by *Johnson)

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Rep. Whitson moved that House Bill No. 1373 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1373 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-27-404(d), is amended by deleting the subsection and substituting the following:

(d) This state shall reimburse a local government that provides health insurance benefits in accordance with this section in an amount equal to that portion of health insurance premiums or expenses for COBRA coverage for benefits for which the local government is responsible.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Local Government Committee Amendment No. 1 was adopted.

Rep. Whitson moved that **House Bill No. 1373**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

A motion to reconsider was tabled.

House Bill No. 1578 -- State Employees - As introduced, provides 36 hours of yearly leave for a state employee who is a veteran with a service-connected disability of 30 percent or more to be used to attend appointments related to the service-connected disability. - Amends TCA Title 8 and Title 58. by *Moon, *Hodges, *Hall, *Wright, *Jernigan, *Ragan, *Johnson C, *Todd, *Helton, *Whitson, *Carringer, *Griffey, *Russell, *Parkinson, *Windle, *Sherrell, *Hardaway, *Thompson, *Smith, *Eldridge, *Moody, *Mannis, *Keisling, *Hazlewood, *Alexander, *Powell, *Hurt, *Littleton, *Beck, *Camper. (*SB1183 by *Jackson, *Bowling)

Rep. Moon moved that House Bill No. 1578 be passed on third and final consideration.

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1578 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 50, Part 8, is amended by adding the following as a new section:

In addition to the sick leave granted under § 8-50-802, a state employee who is a veteran with a service-connected disability of thirty percent (30%) or more receives thirty-six (36) hours of leave each year that can be used to attend appointments related to the service-connected disability. However, no unused leave remaining at the end of the year may be carried over to the subsequent year.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Moon moved that **House Bill No. 1578**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--93

A motion to reconsider was tabled.

House Bill No. 749 -- Commerce and Insurance, Dept. of - As introduced, increases, from 10 working days to 12 working days, the time within which, after receipt of a written appeal, the state fire marshal's office must provide a decision in cases of conflict between a city and county regarding a building or fire code issue. - Amends TCA Title 68, Chapter 120. by *Boyd, *Smith, *Keisling, *Sparks, *Lynn, *Todd, *Mannis. (*SB631 by *Bell, *Massey)

Rep. Boyd moved that House Bill No. 749 be passed on third and final consideration.

Rep. Vaughan moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 749 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 68-120-101, is amended by deleting subdivision (a)(5) and substituting:

(5) Shall not discriminate against or in favor of particular construction materials or construction techniques;

SECTION 2. Tennessee Code Annotated, Section 68-120-101(b), is amended by adding the following as a new subdivision:

(7)

(A)

(i) Notwithstanding subdivision (a)(5), a local government may adopt a regulation or code, pertaining to construction materials by ordinance or resolution, as appropriate, by majority vote.

(ii) If passage of the ordinance or resolution requires two (2) readings, then the requirement may only be adopted after reading it in open session of the legislative body at meetings on two (2) different days.

(iii) If passage of the ordinance or resolution requires three (3) readings, then the last two (2) readings must occur on two (2) different days.

(iv) A proposed requirement pertaining to construction materials must be a separate item on the agenda and include, in bold type and all caps, the following statement in the meeting notice:

THE PROPOSED ORDINANCE REQUIRES CERTAIN MATERIALS TO BE RESTRICTED IN THE CONSTRUCTION OF BUILDINGS.

(B) The consideration of a requirement pertaining to construction materials must be by separate vote. If the requirement is to be part of a general ordinance or resolution, then the requirement pertaining to construction materials must be severable from the rest of the ordinance or resolution, and voted on separately.

(C) If a local government seeks to modify a regulation, code, or ordinance adopted pursuant to this subdivision (b)(7), then the local government shall make the modification in the same manner as required to adopt a requirement under this subdivision (b)(7).

(D) A regulation, ordinance, or code adopted pursuant to this subdivision (b)(7) shall not prohibit a particular construction material that is approved by a national building code or the state fire marshal.

(E) A regulation, ordinance, or code adopted pursuant to this subdivision (b)(7) must allow for the consideration of waivers of the adopted regulation, ordinance, or code pertaining to construction materials, in whole or in part, during the development approval process.

(F) Denial of a waiver related to a regulation, ordinance, or code referenced in subdivision (b)(7)(E) does not constitute a prohibition under subdivision (b)(7)(D).

(G) Except to the extent local law conflicts with these provisions, this section neither grants nor removes local governmental authority to promulgate provisions under home rule charters, private acts, or general state law.

(H) This subdivision (b)(7) does not limit the professional judgment of a licensed design professional with respect to electrical, mechanical, or plumbing standards.

SECTION 3. For purposes of local government adoption of a regulation, code, or ordinance relating to construction materials, this act takes effect upon becoming law, the public welfare requiring it. For all other purposes, this act takes effect September 1, 2021, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Williams moved the previous question, which motion prevailed.

Rep. Boyd moved that **House Bill No. 749**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	59
Noes.....	31
Present and not voting.....	1

Representatives voting aye were: Boyd, Bricken, Calfee, Campbell S, Carr, Cochran, Cooper, Curcio, Darby, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Halford, Hall, Haston,

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Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hurt, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Parkinson, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Travis, Vaughan, White, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--59

Representatives voting no were: Alexander, Baum, Beck, Casada, Cepicky, Clemmons, Crawford, Dixie, Doggett, Freeman, Griffey, Grills, Hakeem, Hardaway, Harris, Hazlewood, Hodges, Hulsey, Jernigan, Johnson G, Lafferty, Lamar, Love, McKenzie, Miller, Mitchell, Powell, Stewart, Towns, Warner, Weaver--31

Representatives present and not voting were: Whitson--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "no" to "aye" on **House Bill No. 749** and have this statement entered in the Journal: Reps. Doggett and Grills.

REGULAR CALENDAR, CONTINUED

***House Bill No. 13** -- Public Health - As introduced, prohibits state and local authorities from forcing, requiring, or coercing a person to receive an immunization or vaccination for COVID-19 against the person's will. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 49; Title 50 and Title 68. by *Hulsey, *Griffey, *Cepicky, *Reedy, *Weaver, *Smith, *Calfee, *Hall, *Rudd, *Grills, *Lafferty, *Sherrell, *Lynn, *Zachary, *Cochran, *Bricken, *Faison, *Eldridge, *Sparks, *Hicks T, *Warner, *Hurt, *Doggett, *Todd, *Moody, *Keisling, *Rudder, *Alexander, *Holsclaw. (SB187 by *Bowling, *White)

Rep. Hulsey moved that House Bill No. 13 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Terry moved adoption of Health Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 13 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 5, Part 1, is amended by adding the following as a new section:

The governor shall not issue an executive order, a state agency or department shall not promulgate a rule, and a political subdivision of this state shall not promulgate, adopt, or enforce an ordinance or resolution, that requires a

person to receive an immunization, vaccination, or injection for the SARS-CoV-2 virus or any variant of the SARS-CoV-2 virus.

SECTION 2. Tennessee Code Annotated, Section 49-6-5001(b)(2), is amended by deleting the language "In the absence of an epidemic or immediate threat of an epidemic, this section shall not apply" and substituting the language "Except as provided in subdivision (b)(3), in the absence of an epidemic or immediate threat of an epidemic, this section does not apply".

SECTION 3. Tennessee Code Annotated, Section 49-6-5001(b), is amended by adding the following as a new subdivision:

(3) This section does not apply to an immunization, vaccination, or injection for the SARS-CoV-2 virus or any variant of the SARS-CoV-2 virus.

SECTION 4. Tennessee Code Annotated, Section 68-2-603(f), is amended by deleting the language "In the absence of an epidemic or immediate threat of an epidemic, any person who shall file" and substituting the language "Except as provided in subsection (g), in the absence of an epidemic or immediate threat of an epidemic, any person who files".

SECTION 5. Tennessee Code Annotated, Section 68-2-603, is amended by adding the following as a new subsection:

(g) This section does not apply to an immunization, vaccination, or injection for the SARS-CoV-2 virus or any variant of the SARS-CoV-2 virus.

SECTION 6. Tennessee Code Annotated, Section 68-5-106, is amended by deleting subsection (a).

SECTION 7. Tennessee Code Annotated, Title 68, Chapter 5, Part 1, is amended by adding the following as a new section:

(a) A state agency or department shall not promulgate a rule, and a political subdivision of this state shall not promulgate, adopt, or enforce an ordinance or resolution, that requires medical treatment for those who object to the medical treatment on religious grounds or by right of conscience.

(b) As used in this section:

(1) "Medical treatment" means an immunization, vaccination, or injection for the SARS-CoV-2 virus or any variant of the SARS-CoV-2 virus; and

(2) "Political subdivision":

(A) Means a local governmental entity, including a city, town, municipality, metropolitan government, county, utility district, school district, public building authority, housing authority, emergency communications district, county board of health, and development district created and existing pursuant to the laws of

this state, or an instrumentality of government created by one (1) or more local governmental entities; and

(B) Does not include a governmental entity that is subject to a federal or state statute or rule that prohibits the entity from requiring medical treatment for those who object to the medical treatment on religious grounds or right of conscience.

(c) This section does not apply to a student of a public institution of higher education created pursuant to title 49, who is subject to the policies or rules of a private office that delivers healthcare services or of a healthcare facility, as defined in § 68-11-201, that is not owned or controlled by the public institution of higher education, when the student is participating in a program of study or fulfilling educational requirements for a program of study in:

- (1) Medicine;
- (2) Dentistry;
- (3) Pharmacy; or
- (4) Another healthcare profession.

SECTION 8. This act takes effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 2 was adopted.

Rep. Warner moved the previous question, which motion prevailed by the following vote:

Ayes 71
Noes..... 20

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulse, Hurt, Johnson C, Keisling, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--71

Representatives voting no were: Beck, Camper, Clemmons, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Kumar, Lamar, Love, McKenzie, Miller, Mitchell, Powell, Stewart, Thompson, Towns--20

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Rep. Hulseby moved that **House Bill No. 13**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 72
Noes..... 19

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Cochran, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulseby, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Terry, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--72

Representatives voting no were: Beck, Camper, Clemmons, Cooper, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, McKenzie, Miller, Mitchell, Powell, Shaw, Stewart, Thompson, Towns--19

A motion to reconsider was tabled.

***House Bill No. 241** -- Alcoholic Beverages - As introduced, authorizes, for a period of three years, persons and entities licensed to sell liquor and beer by the drink for consumption on the premises to sell alcoholic beverages and beer for off-premise consumption if certain requirements are met. - Amends TCA Title 57. by *Ramsey, *Curcio, *Powell, *Gillespie, *Lamar, *Whitson, *Mannis, *Jernigan, *Freeman. (SB681 by *Kelsey)

Rep. Ramsey moved that House Bill No. 241 be passed on third and final consideration.

Rep. Keisling requested that State Government Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Ramsey requested that House Amendment No. 2 be placed at the heel of the amendments.

Rep. Zachary moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 241 by adding the following subsection () to Section 1:

(1) A restaurant, limited service restaurant, or wine-only restaurant shall apply for and obtain an annual permit from the commission in the manner prescribed by the commission to sell prepared food and alcoholic beverages or beer in accordance with this section.

(2) The permit fee is:

(A) For restaurants and limited service restaurants, six hundred dollars (\$600); and

(B) For wine-only restaurants, the same amount as the privilege tax that the establishment pays annually for a license under § 57-4-301(b)(1).

Rep. Ramsey moved that House Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	57
Noes.....	27
Present and not voting.....	3

Representatives voting aye were: Alexander, Beck, Calfee, Camper, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Garrett, Griffey, Hakeem, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Parkinson, Powell, Ramsey, Reedy, Rudder, Shaw, Stewart, Terry, Thompson, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams--57

Representatives voting no were: Baum, Boyd, Bricken, Carr, Carringer, Cepicky, Cochran, Doggett, Gant, Gillespie, Grills, Halford, Haston, Hulsey, Hurt, Lamberth, Leatherwood, Moody, Rudd, Russell, Sexton J, Smith, Todd, Travis, Windle, Zachary, Mr. Speaker Sexton--27

Representatives present and not voting were: Powers, Ragan, Wright--3

Rep. Cochran moved adoption of House Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 241 by deleting subdivision (3) from Section 1(a) and substituting instead:

(3) Consists of, per purchase, not more than one (1) of the following:

(A) For wine, a single serving not to exceed six fluid ounces (6 fl. oz.);

(B) For distilled spirits, a single serving of a beverage that contains not more than one and one-half fluid ounces (1 1/2 fl. oz.) of distilled spirits; or

(C) For beer, a single serving of beer as authorized by the local beer board.

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Rep. Ramsey moved that House Amendment No. 4 be tabled, which motion prevailed by the following vote:

Ayes	64
Noes.....	23
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Calfee, Camper, Casada, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Halford, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Keisling, Lafferty, Lamar, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ramsey, Reedy, Russell, Shaw, Sparks, Stewart, Terry, Thompson, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Mr. Speaker Sexton--64

Representatives voting no were: Bricken, Carr, Carringer, Cepicky, Cochran, Doggett, Grills, Haston, Hulsey, Hurt, Lamberth, Leatherwood, Lynn, Rudd, Rudder, Sexton J, Sherrell, Smith, Todd, Vaughan, Windle, Wright, Zachary--23

Representatives present and not voting were: Powers, Ragan--2

PRESENT IN CHAMBER

Rep. Chism was recorded as being present in the Chamber.

REGULAR CALENDAR, CONTINUED

Rep. Carr moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND House Bill No. 241 by deleting the effective date section and substituting instead:

SECTION 5. This act takes effect July 1, 2021, the public welfare requiring it. The provisions contained in this act terminate on January 1, 2022, and the law in effect prior to this act's effective date must be restored.

Rep. Ramsey moved that House Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes	63
Noes.....	29
Present and not voting.....	2

Representatives voting aye were: Alexander, Beck, Boyd, Camper, Casada, Chism, Clemmons, Cooper, Curcio, Darby, Dixie, Eldridge, Faison, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Halford, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Littleton, Love, Lynn,

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Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ramsey, Reedy, Rudder, Russell, Shaw, Sparks, Stewart, Terry, Thompson, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Mr. Speaker Sexton--63

Representatives voting no were: Baum, Bricken, Calfee, Carr, Carringer, Cepicky, Cochran, Crawford, Doggett, Farmer, Grills, Hall, Haston, Holsclaw, Howell, Hulsey, Hurt, Lafferty, Lamberth, Leatherwood, Moody, Rudd, Sexton J, Sherrell, Smith, Todd, Windle, Wright, Zachary--29

Representatives present and not voting were: Powers, Ragan--2

Rep. Carr moved adoption of House Amendment No. 6 as follows:

Amendment No. 6

AMEND House Bill No. 241 by adding the following new subsection () to Section 1:

() Prepared food and alcoholic beverages or beer must not be sold under this section from an establishment with a window or kiosk where customers pay for and receive food or beverages.

Rep. Ramsey moved that House Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes	56
Noes.....	35
Present and not voting.....	2

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Camper, Casada, Chism, Clemmons, Cooper, Curcio, Darby, Dixie, Eldridge, Faison, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Lamar, Littleton, Love, Mannis, Marsh, McKenzie, Miller, Mitchell, Parkinson, Powell, Ramsey, Reedy, Shaw, Stewart, Terry, Thompson, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams--56

Representatives voting no were: Bricken, Calfee, Carr, Carringer, Cepicky, Cochran, Crawford, Doggett, Farmer, Grills, Halford, Hall, Haston, Howell, Hulsey, Hurt, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Lynn, Moody, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Todd, Windle, Wright, Zachary, Mr. Speaker Sexton--35

Representatives present and not voting were: Powers, Ragan--2

Rep. Hulsey moved adoption of House Amendment No. 7 as follows:

Amendment No. 7

AMEND House Bill No. 241 by deleting subsection (e) in Section 1 and substituting instead the following:

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(e) Sales of alcoholic beverages and beer made under this section must be in accordance with the hours of sale for retail package stores under § 57-3-406(e).

Rep. Ramsey moved that House Amendment No. 7 be tabled, which motion prevailed by the following vote:

Ayes	56
Noes.....	32
Present and not voting.....	3

Representatives voting aye were: Alexander, Beck, Boyd, Camper, Casada, Chism, Cooper, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Jernigan, Johnson C, Johnson G, Kumar, Lamar, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Parkinson, Powell, Ramsey, Reedy, Shaw, Stewart, Terry, Thompson, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams--56

Representatives voting no were: Baum, Calfee, Carr, Carringer, Cepicky, Clemmons, Cochran, Crawford, Doggett, Grills, Halford, Haston, Holsclaw, Hulsey, Hurt, Keisling, Lafferty, Lamberth, Leatherwood, Moody, Rudd, Rudder, Russell, Sexton J, Sherrell, Smith, Sparks, Todd, Windle, Wright, Zachary, Mr. Speaker Sexton--32

Representatives present and not voting were: Bricken, Powers, Ragan--3

Rep. Keisling moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 241 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 57, Chapter 4, Part 1, is amended by adding the following new section:

(a) Notwithstanding any law to the contrary, a restaurant, limited service restaurant, or wine-only restaurant licensed under this chapter may offer drive-through, pickup, and carryout orders of alcoholic beverages and beer at the licensee's place of business if the sale of alcoholic beverages and beer for consumption off the licensee's premises:

(1) Is accompanied by the sale of prepared food in the same order;

(2) Is packaged in a bottle or can with a secure cap or in a container that is secured by tape which secures the lid, covers any openings in the lid, and which would show that it has been opened; and

(3) Consists of, per purchase, not more than:

(A) A single serving of alcoholic beverages, not to exceed sixteen fluid ounces (16 fl. oz.), or beer as authorized by the local beer board; or

(B) A container of wine that may be lawfully sold within this state.

(b) A licensee selling alcoholic beverages and beer under this section shall post a conspicuous sign containing the following language:

A driver shall not consume alcoholic beverages or beer while operating a motor vehicle in this state.

(c) This section does not authorize a licensee to sell bottles of distilled spirits.

(d) An employee of a licensee shall not provide alcoholic beverages or beer to a person under twenty-one (21) years of age or who is visibly intoxicated. An employee of a licensee who is providing alcoholic beverages or beer shall inspect a valid, government-issued photo identification card that is acceptable to the licensee and that contains the photograph and birthdate of the purchaser confirming that the purchaser is at least twenty-one (21) years of age.

(e) Sales of alcoholic beverages and beer made under this section must be in accordance with the hours for sale of alcoholic beverages under § 57-4-203(d) or beer under § 57-5-301(b), as applicable.

(f) A licensee shall collect the liquor by the drink tax imposed on alcoholic beverages under § 57-4-301(c)(1) for all sales of alcoholic beverages made under this section in accordance with § 57-4-301(c)(2). A licensee shall not collect such tax on the sale of beer.

(g) As used in this section, "licensee" means a restaurant, limited service restaurant, or wine-only restaurant licensed under this chapter to sell alcoholic beverages and beer by the drink for consumption on the premises.

SECTION 2. Tennessee Code Annotated, Section 57-4-203(e), is amended by adding the following new subdivision:

(5) Notwithstanding this subsection (e) to the contrary, in addition to any manner in which a licensee may sell alcoholic beverages or beer under this subsection (e), a restaurant, limited service restaurant, or wine-only restaurant licensed under this chapter may sell alcoholic beverages and beer in accordance with SECTION 1 of this act.

SECTION 3. Tennessee Code Annotated, Section 57-4-203(f), is amended by deleting the period at the end of the sentence and substituting instead "other than the sale of alcoholic beverages and beer in accordance with SECTION 1 of this act."

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SECTION 4. This act is only effective in jurisdictions that have passed referenda authorizing the retail sale of liquor and the sale of liquor by the drink under Tennessee Code Annotated, Title 57.

SECTION 5. This act takes effect July 1, 2021, the public welfare requiring it. The provisions contained in this act terminate on July 1, 2023, and the law in effect prior to this act's effective date must be restored.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Ramsey moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 241 by deleting Section 5 and substituting instead the following:

SECTION 5. This act takes effect upon becoming a law, the public welfare requiring it. The provisions contained in this act terminate on July 1, 2023, and the law in effect prior to this act's effective date must be restored.

On motion, House Amendment No. 2 was adopted.

Rep. Cepicky moved that House Bill No. 241 be re-referred to the State Government Committee.

Rep. Ramsey moved that the motion to re-refer House Bill No. 241 to the State Government Committee be tabled, which motion prevailed by the following vote:

Ayes	67
Noes.....	20
Present and not voting.....	4

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Camper, Casada, Chism, Clemmons, Cooper, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Halford, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ramsey, Reedy, Rudder, Russell, Shaw, Stewart, Terry, Thompson, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Windle, Mr. Speaker Sexton--67

Representatives voting no were: Carr, Carringer, Cepicky, Cochran, Crawford, Doggett, Grills, Hulse, Hurt, Lamberth, Leatherwood, Moody, Rudd, Sexton J, Sherrell, Smith, Todd, Vaughan, Wright, Zachary--20

Representatives present and not voting were: Haston, Powers, Ragan, Sparks--4

Rep. Towns moved the previous question, which motion prevailed.

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Rep. Ramsey moved that **House Bill No. 241**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	70
Noes.....	21
Present and not voting.....	4

Representatives voting aye were: Alexander, Baum, Beck, Bricken, Calfee, Camper, Casada, Chism, Clemmons, Cooper, Crawford, Curcio, Darby, Dixie, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Hakeem, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Jernigan, Johnson C, Johnson G, Kumar, Lafferty, Lamar, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moon, Parkinson, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Shaw, Smith, Sparks, Stewart, Terry, Thompson, Towns, Travis, Warner, Weaver, White, Whitson, Williams, Mr. Speaker Sexton--70

Representatives voting no were: Boyd, Campbell S, Carr, Cepicky, Cochran, Doggett, Grills, Halford, Haston, Hulsey, Hurt, Keisling, Lamberth, Leatherwood, Moody, Rudd, Sexton J, Sherrell, Todd, Windle, Zachary--21

Representatives present and not voting were: Carringer, Powers, Vaughan, Wright--4

A motion to reconsider was tabled.

House Bill No. 676 -- Homestead Exemptions - As introduced, removes the dollar limits to the aggregate value of homestead exemptions, instead creating an exemption for a principal place of residence that is located on a single parcel of land not to exceed five acres in area. - Amends TCA Title 26, Chapter 2, Part 3. by *Garrett, *Hicks T, *Hazlewood, *Todd. (*SB566 by *Bowling, *Yager)

On motion, House Bill No. 676 was made to conform with **Senate Bill No. 566**; the Senate Bill was substituted for the House Bill.

Rep. Garrett moved that Senate Bill No. 566 be passed on third and final consideration.

Rep. Jernigan moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Garrett moved that **Senate Bill No. 566** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamar,

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Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--88

Representatives present and not voting were: Mr. Speaker Sexton--1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 566** and have this statement entered in the Journal: Rep. Gillespie.

REGULAR CALENDAR, CONTINUED

House Bill No. 1190 -- Trusts - As introduced, allows real property conveyances to a trust to vest title in the trustee of the trust; requires that public records referencing a trust be indexed by the name of the trust, if stated in the document, and in the name of each trustee listed in the document. - Amends TCA Title 10, Chapter 7; Title 35 and Title 66. by *Garrett, *Hardaway. (*SB881 by *Stevens)

Rep. Garrett moved that **House Bill No. 1190** be reset for the Regular Calendar on April 29, 2021, which motion prevailed.

House Bill No. 1193 -- Campaigns and Campaign Finance - As introduced, authorizes the registry of election finance to retain counsel to pursue the collection of unpaid civil penalties assessed by the registry, in lieu of petitioning the attorney general and reporter; states that venue for such suits is the residence of the defendant, Sumner County, Knox County, or Madison County. - Amends TCA Title 2, Chapter 10. by *Garrett, *Hazlewood, *Todd. (*SB626 by *Bell)

On motion, House Bill No. 1193 was made to conform with **Senate Bill No. 626**; the Senate Bill was substituted for the House Bill.

Rep. Garrett moved that Senate Bill No. 626 be passed on third and final consideration.

Rep. Crawford moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Griffey moved the previous question, which motion prevailed.

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Rep. Garrett moved that **Senate Bill No. 626** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 77
Noes..... 11

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Casada, Cepicky, Chism, Cochran, Crawford, Curcio, Darby, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulse, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Littleton, Love, Mannis, Marsh, Mitchell, Moody, Moon, Powell, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Terry, Thompson, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--77

Representatives voting no were: Clemmons, Cooper, Hakeem, Hardaway, Harris, Johnson G, McKenzie, Miller, Parkinson, Stewart, Towns--11

A motion to reconsider was tabled.

***House Bill No. 1195** -- Insurance, Health, Accident - As introduced, requires a health insurance entity, a health services provider, or a health facility to notify a patient of communication among the entity, a health services provider, and a health facility concerning the patient's medical claim. - Amends TCA Title 56; Title 63 and Title 68. by *Garrett, *Curcio, *Parkinson, *Hardaway, *Freeman, *White, *Moody, *Smith, *Todd, *Alexander, *Mannis. (SB1248 by *Reeves)

Rep. Garrett moved that House Bill No. 1195 be passed on third and final consideration.

Rep. Kumar requested that Insurance Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Garrett moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1195 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 56-6-705(a), is amended by adding the following as a new subdivision (4) and redesignating the existing subdivision (4) and subsequent subdivisions:

(4) If the utilization review agent requires additional information from an enrollee or a provider to make a determination on a request for prior authorization, then, no later than five (5) business days after receipt of the request, the agent shall notify the enrollee and the provider in writing, or through email or respective electronic portals, of the additional information needed to make the determination;

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SECTION 2. Tennessee Code Annotated, Section 56-6-705(a)(10)(D), is amended by deleting "(a)(10)" and substituting "(a)(11)".

SECTION 3. Tennessee Code Annotated, Section 56-6-705(b), is amended by deleting the subsection and substituting:

(b) With the exception of those standards contained in subdivisions (a)(2), (4), (9), and (11), the commissioner shall exempt from the standards of this section a utilization review agent who has received accreditation by URAC or NCQA. Standards contained in subdivisions (a)(2) and (9) do not apply to a TennCare dental benefits management program or a state insurance plan set out in title 8, chapter 27. Subdivision (a)(4) does not apply to the TennCare program or a successor to the program provided for in the Medical Assistance Act of 1968, compiled in title 71, chapter 5, or to the CoverKids Act, compiled in title 71, chapter 3, part 11 or a successor program.

SECTION 4. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Communication" means written or electronic correspondence among a health facility, health insurance entity, or provider concerning a prior authorization;

(2) "Health facility":

(A) Means an institution, place, or building providing healthcare services that is required to be licensed under title 68, chapter 11; and

(B) Excludes emergency room and in-patient services provided at a hospital, as defined in § 68-11-201;

(3) "Health insurance coverage" has the same meaning as defined in § 56-7-109;

(4) "Health insurance entity" means an entity subject to the insurance laws of this state, or subject to the jurisdiction of the commissioner of commerce and insurance, that contracts or offers to contract to provide health insurance coverage, including, but not limited to, an insurance company, a health maintenance organization, and a nonprofit hospital and medical service corporation;

(5) "Healthcare service" means a service for the diagnosis, prevention, treatment, cure, or relief of a health condition, illness, injury, or disease;

(6) "Minor" means an individual who has not attained eighteen (18) years of age;

(7) "Policyholder" means an individual who has contracted with a health insurance entity for healthcare services coverage; and

(8) "Provider" means an individual or entity performing services regulated pursuant to this title or title 68, chapter 11, with whom the health insurance entity has an express and valid network provider agreement or contract.

(b) Except as provided in subsection (d), a provider shall notify a patient of communication between the provider and a health insurance entity or health facility concerning additional information needed to process a prior authorization request for the patient within five (5) business days after the communication has occurred. The notification must include a brief summary of the communication or a copy of the communication.

(c) The provider shall notify the patient via electronic means, such as by email or through an online patient portal offered by the provider, unless the patient requests, in writing, an alternative notification method.

(d) If the patient is a minor, then the provider must notify the policyholder whose health insurance coverage covers the minor.

(e) This section does not apply to the TennCare program or a successor to the program provided for in the Medical Assistance Act of 1968, compiled in title 71, chapter 5, or to the CoverKids Act of 2006, compiled in title 71, chapter 3, part 11 or a successor program.

SECTION 5. Tennessee Code Annotated, Title 68, Chapter 11, Part 2, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Communication" means written or electronic correspondence among a health facility, health insurance entity, or provider concerning a prior authorization;

(2) "Health facility":

(A) Means an institution, place, or building providing healthcare services that is required to be licensed under this chapter; and

(B) Excludes emergency room and in-patient services provided at a hospital as defined in § 68-11-201;

(3) "Health insurance coverage" has the same meaning as defined in § 56-7-109;

(4) "Health insurance entity" means an entity subject to the insurance laws of this state, or subject to the jurisdiction of the commissioner, that contracts or offers to contract to provide health

insurance coverage, including, but not limited to, an insurance company, a health maintenance organization, and a nonprofit hospital and medical service corporation;

(5) "Healthcare service" means a service for the diagnosis, prevention, treatment, cure, or relief of a health condition, illness, injury, or disease;

(6) "Minor" means an individual who has not attained eighteen (18) years of age;

(7) "Policyholder" means an individual who has contracted with a health insurance entity for healthcare services coverage; and

(8) "Provider" means an individual or entity performing services regulated pursuant to title 63 or this chapter, with whom the health insurance entity has an express and valid network provider agreement or contract.

(b) Except as provided in subsection (d), a health facility shall notify a patient of communication between the health facility and a health insurance entity or provider concerning additional information needed to process a prior authorization request for the patient within five (5) business days after the communication has occurred. The notification must include a brief summary of the communication or a copy of the communication.

(c) The health facility shall notify the patient via electronic means, such as by email or through an online patient portal offered by the health facility, unless the patient requests, in writing, an alternative notification method.

(d) If the patient is a minor, then the health facility must notify the policyholder whose health insurance coverage covers the minor.

(e) This section does not apply to the TennCare program or a successor to the program provided for in the Medical Assistance Act of 1968, compiled in title 71, chapter 5, or to the CoverKids Act of 2006, compiled in title 71, chapter 3, part 11 or a successor program.

SECTION 6. The commissioner of commerce and insurance and the commissioner of health are authorized to promulgate rules to effectuate the purposes of this act. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 7. For the purpose of rule promulgation, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect January 1, 2022, the public welfare requiring it, and applies to communications made pursuant to insurance policies entered into, issued, renewed, or amended on or after that date.

On motion, House Amendment No. 2 was adopted.

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Rep. Kumar moved that Insurance Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Garrett moved that **House Bill No. 1195**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--94

A motion to reconsider was tabled.

House Bill No. 1403 -- Education - As introduced, requires schools, nursery schools, preschools, child care facilities, and public institutions of higher education to include information on immunization exemptions on any communications to students or parents regarding immunization requirements. - Amends TCA Title 37, Chapter 10, Part 4 and Title 49. by *Hall, *Grills, *Moody, *Smith, *Alexander, *Todd. (*SB1175 by *Crowe, *Pody, *Bowling, *Hensley)

On motion, House Bill No. 1403 was made to conform with **Senate Bill No. 1175**; the Senate Bill was substituted for the House Bill.

Rep. Hall moved that Senate Bill No. 1175 be passed on third and final consideration.

Rep. Hall moved adoption of House Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1175 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-5001, is amended by adding the following as a new subsection:

() Any communication provided to students or parents by any school, nursery school, kindergarten, preschool, or child care facility of this state regarding immunization requirements must include information on the grounds for exemption from the immunization requirement pursuant to subsections (c) and (e). The exemption information and immunization requirements must be:

(1) Provided in the same font size and style; and

(2) Located on the same page of the written or digital communication.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following as a new section:

Any communication provided to students or parents by a public institution of higher education regarding immunization requirements must include information on the grounds for any exemption from the immunization requirements. The exemption information and immunization requirements must be:

(1) Provided in the same font size and style; and

(2) Located on the same page of the written or digital communication.

SECTION 3. This act takes effect July 1, 2021, the public welfare requiring it.

On motion, House Amendment No. 1 was adopted.

Rep. Hall moved that **Senate Bill No. 1175**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Haston, Hawk, Hazlewood, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary--92

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Sherrell

REGULAR CALENDAR, CONTINUED

House Bill No. 1305 -- Local Education Agencies - As introduced, requires each LEA to have an open enrollment period in which a parent or guardian of a student may seek to transfer the parent's or guardian's student to a school in the LEA that the student is not zoned to attend. - Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 6. by *White, *Hardaway, *Smith, *Hazlewood, *Todd. (*SB788 by *Lundberg)

Rep. White moved that **House Bill No. 1305** be reset for the Regular Calendar on April 26, 2021, which motion prevailed.

***House Bill No. 755** -- Textbooks - As introduced, revises statutory provisions concerning contracts between the textbook and instructional materials quality commission and publishers, and the use of textbooks and instructional materials other than those listed by the commission and approved by the state board of education. - Amends TCA Section 49-6-2203 and Section 49-6-2206. by *White, *Cepicky, *Moody, *Smith, *Alexander, *Terry, *Todd. (SB630 by *Lundberg)

On motion, House Bill No. 755 was made to conform with **Senate Bill No. 630**; the Senate Bill was substituted for the House Bill.

Rep. White moved that Senate Bill No. 630 be passed on third and final consideration.

Rep. Moody moved adoption of Education Instruction Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 630 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2203, is amended by deleting subsection (a) and substituting:

(a) The commission may promulgate rules establishing minimum manufacturing standards and specifications for textbooks and instructional materials and establishing the conditions under which the commission contracts with publishers. The commission may make contracts with the publishers for a period of no more than seventy-three (73) months. The commission may extend any existing contracts entered after April 27, 1984, for up to two (2) additional years if the commission notifies the affected publishers at least six (6) months prior to the beginning of the extension period. With the advice and consent of the state board of education, in order to implement the board's standards and courses of study, the commission may prescribe minimum content and reading level of textbooks and instructional materials.

SECTION 2. Tennessee Code Annotated, Section 49-6-2206, is amended by deleting the section and substituting:

(a) An LEA shall not use or permit to be used in any school any textbooks and instructional materials upon any subject to the exclusion of the textbooks and instructional materials listed by the commission and approved by the state board of education; provided, that this prohibition does not apply to textbooks and instructional materials previously listed and purchased with public funds. Upon application of the local board of education, the state board of education may waive this restriction when, in the state board's judgment, the unique or unusual needs of the LEA require it. In making waiver determinations, the state board of education must receive assistance from the department of education. The state board shall outline in its rules specific timeframes when waiver applications may be submitted by a local board of education; provided, that the state board shall allow applications to be submitted outside of the established timeframes in emergency circumstances, as defined by the state board in its rules. A public charter school may request a waiver for the use of textbooks and instructional materials in accordance with § 49-13-111.

(b) If the commissioner of education finds that an LEA knowingly violated this section, then the commissioner shall withhold state funds, in an amount determined by the commissioner, from the LEA until the LEA is in compliance.

(c) Notwithstanding subsection (a), all English language arts textbooks and instructional materials must be aligned to Tennessee's academic standards no later than January 1, 2023.

(d) The state board is authorized to promulgate rules, including emergency rules, to effectuate this section. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 3. Tennessee Code Annotated, Section 49-6-2206, is amended by deleting the section and substituting:

(a) An LEA shall not use or permit to be used in any school any textbooks and instructional materials upon any subject to the exclusion of the textbooks and instructional materials listed by the commission and approved by the state board of education; provided, that this prohibition does not apply to textbooks and instructional materials previously listed and purchased with public funds. Upon application of the local board of education, the state board of education may waive this restriction when, in the state board's judgment, the unique or unusual needs of the LEA require it. In making waiver determinations, the state board of education must receive assistance from the department of education. The state board shall outline in its rules specific timeframes when waiver applications may be submitted by a local board of education; provided, that the state board shall allow applications to be submitted outside of the established timeframes in emergency circumstances, as defined by the state board in its rules. A public charter school may request a waiver for the use of textbooks and instructional materials in accordance with § 49-13-111.

(b)

(1) If the commissioner of education finds that an LEA knowingly violated this section, then the commissioner shall withhold state funds, in an amount determined by the commissioner, from the LEA until the LEA is in compliance.

(2)

(A) A teacher or principal in any of the public schools of this state shall not use or permit to be used in the person's school, whether as a supplement to the LEA's or school's adopted textbooks and instructional materials or otherwise, textbooks or instructional materials created to align exclusively with the Common Core State Standards or that are marketed or otherwise identified as Common Core textbooks or materials.

(B) The commissioner of education shall withhold a portion of the state education finance funds that an LEA is otherwise eligible to receive if a teacher or principal employed by the LEA intentionally violates subdivision (b)(1) by purposefully using, or permitting to be used, in the person's school, textbooks or instructional materials created to align exclusively with the Common Core State Standards or that are marketed or otherwise identified as Common Core textbooks or materials.

(c) Notwithstanding subsection (a), all English language arts textbooks and instructional materials must be aligned to Tennessee's academic standards no later than January 1, 2023.

(d) The state board is authorized to promulgate rules, including emergency rules, to effectuate this section. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 4. Sections 1 and 2 of this act take effect upon becoming a law, the public welfare requiring it. Section 3 of this act takes effect July 1, 2021, at 12:01 a.m., the public welfare requiring it.

On motion, Education Instruction Committee Amendment No. 1 was adopted.

Rep. White moved that **Senate Bill No. 630**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	72
Noes.....	19

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Haston, Hawk, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Smith, Sparks, Terry, Todd, Travis,

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Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--72

Representatives voting no were: Camper, Clemmons, Dixie, Freeman, Hakeem, Hardaway, Harris, Hodges, Jernigan, Johnson G, Love, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Thompson, Towns--19

A motion to reconsider was tabled.

House Bill No. 1171 -- Handgun Permits - As introduced, extends the validity of temporary handgun carry permits issued to persons who have been granted an order of protection from 60 calendar days from the date of issuance to 90 calendar days from the date of issuance. - Amends TCA Title 29; Title 38; Title 39 and Title 40. by *Terry, *Grills, *Smith, *Sexton J, *Rudder, *Farmer, *Howell, *Faison, *Doggett, *Gant, *Lamberth, *Moody, *Todd, *Ragan, *Griffey, *Hall, *Weaver, *Reedy, *Cepicky, *Warner, *Crawford, *Casada, *Williams, *Lafferty, *Sexton C, *Darby, *Powers, *Littleton, *Zachary, *Boyd, *Hulsey, *Alexander, *Johnson C, *Rudd, *Eldridge, *Sparks, *Holsclaw, *Curcio, *Russell, *Bricken, *Cochran, *Hawk, *Vaughan, *Lynn, *Helton, *Hicks G, *Marsh, *Garrett, *Halford, *Hicks T, *Carr, *Travis, *Kumar, *Calfee, *Baum, *Wright, *Sherrell, *Ramsey, *Haston, *Hazlewood. (*SB1142 by *White)

Rep. Terry moved that **House Bill No. 1171** be reset for the Regular Calendar on April 28, 2021, which motion prevailed.

House Bill No. 1312 -- Children - As introduced, specifies that the trial judge may consider whether the victim of the offense of unlawful photographing in violation of privacy is a minor to determine if the offender is required to register as a sexual offender. - Amends TCA Title 10, Chapter 7; Title 37; Title 38; Title 39; Title 40 and Title 55. by *Terry, *Crawford, *Hardaway, *Moody, *Smith, *Hazlewood, *Littleton, *Todd, *Helton. (*SB1285 by *White)

On motion, House Bill No. 1312 was made to conform with **Senate Bill No. 1285**; the Senate Bill was substituted for the House Bill.

Rep. Terry moved that Senate Bill No. 1285 be passed on third and final consideration.

Rep. Curcio moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Terry moved that **Senate Bill No. 1285** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G,

WEDNESDAY, APRIL 21, 2021 – TWENTY-SIXTH LEGISLATIVE DAY

Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--92

A motion to reconsider was tabled.

***House Bill No. 619** -- Insurance Companies, Agents, Brokers, Policies - As introduced, requires an insurer to include cost sharing amounts paid by the enrollee, or on behalf of the enrollee by another person, when calculating an enrollee's contribution to an applicable cost sharing requirement. - Amends TCA Title 56, Chapter 7. by *Rudder, *Helton, *Smith, *Cepicky, *Mitchell, *Terry, *Hicks G, *Hazlewood, *Kumar, *Thompson, *Hawk, *Bricken, *Lamar, *White, *Freeman, *Gillespie, *Johnson C, *Carr, *Littleton, *Hodges, *Rudd, *Powers, *Hall, *Sherrell, *Carringer, *Parkinson, *Eldridge, *Moody, *Todd. (SB1397 by *Swann, *Reeves, *White)

Rep. Rudder moved that **House Bill No. 619** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 91
Noes..... 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--91

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 570** -- Administrative Procedure (UAPA) - As introduced, eliminates the restriction that the government operations committees of the house of representatives and senate may only stay the running of a rule for a period not to exceed 75 days. - Amends TCA Section 4-5-215. by *Ragan, *Moon, *Wright, *Griffey, *Terry, *Smith, *Howell, *Moody. (SB1086 by *Roberts)

Rep. Ragan moved that the House non-concur in Senate Amendment No. 2 to **House Bill No. 570**, which motion prevailed.

Senate Amendment No. 1

AMEND House Bill No. 570 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-5-215(b), is amended by deleting the subsection and substituting instead the following:

Prior to the effective date of a rule, the house of representatives or senate government operations committee may stay the running of the ninety-day period required by § 4-5-207 for a period of time not to exceed seventy-five (75) days. If either committee determines that subsequent stays are necessary the committee may issue consecutive stays, each for an additional seventy-five (75) day period, so long as such stays do not extend beyond the fifth legislative day of the year following the year in which the rule is filed with the office of the secretary of state. Such stay is effective when the committee files written notice with the secretary of state, and the committee shall specify the length of effectiveness of the stay. Prior to the expiration date of the stay, such stay may be withdrawn by the committee. Withdrawal or expiration of the stay reactivates the running of the balance of the ninety-day period that remained upon the date the stay was filed.

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.

Rep. Ragan moved that the House concur in Senate Amendment No. 1 to **House Bill No. 570**, which motion prevailed by the following vote:

Ayes	75
Noes.....	13

Representatives voting aye were: Alexander, Baum, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Cochran, Cooper, Crawford, Curcio, Darby, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Halford, Hall, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Holsclaw, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Mannis, Marsh, Moody, Moon, Powers, Ragan, Ramsey, Rudd, Rudder, Russell, Sexton J, Shaw, Smith, Sparks, Terry, Thompson, Todd, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--75

Representatives voting no were: Clemmons, Dixie, Hakeem, Hardaway, Jernigan, Johnson G, McKenzie, Miller, Mitchell, Parkinson, Powell, Stewart, Towns--13

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 766** -- Consumer Protection - As introduced, clarifies that patient certificate and license numbers, instead of patient certificate/license numbers, are prohibited from being included in transmissions by a group health plan or health insurance issuer to designated entities for the all payer claims database. - Amends TCA Title 56, Chapter 2. by *Lamberth, *Gant, *Vaughan, *Smith, *Helton, *Howell. (SB725 by *Johnson, *Bailey, *Stevens)

Senate Amendment No. 1

AMEND House Bill No. 766 by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 2, is amended by adding the following as a new part:

56-2-1001. Short title.

This part is known and may be cited as the "Insurance Data Security Law."

56-2-1002. Purpose and intent.

(a) This part establishes the exclusive standards for data security, licensees' investigations of cybersecurity events, and licensees' notification of cybersecurity events to the commissioner and affected consumers.

(b) This part does not create or imply a private cause of action for a violation of this part, nor does this part limit a private cause of action that otherwise exists.

56-2-1003. Part definitions.

As used in this part:

(1) "Authorized individual" means an individual known to and screened by the licensee and determined to be necessary and appropriate to have access to the nonpublic information held by the licensee and the licensee's information systems;

(2) "Commissioner" means the commissioner of commerce and insurance, or the commissioner's designee;

(3) "Consumer" means an individual, including an applicant, policyholder, insured, beneficiary, claimant, or certificate holder, who is a resident of this state and whose nonpublic information is in a licensee's possession, custody, or control;

(4) "Cybersecurity event":

(A) Means an event resulting in unauthorized access to, or disruption or misuse of, an information system or nonpublic information stored on an information system; and

(B) Does not include:

(i) The unauthorized acquisition of encrypted nonpublic information if the encryption, process, or key is not also acquired, released, or used without authorization; or

(ii) An event in which the licensee determines that the nonpublic information accessed by an unauthorized person has not been used or released and has been returned or destroyed;

(5) "Department" means the department of commerce and insurance;

(6) "Encrypted" means the transformation of data into a form that results in a low probability that its meaning is discernible without the use of a protective process or key;

(7) "Immediate family" means a spouse; child or grandchild by blood, adoption, or marriage; sibling; parent; or grandparent;

(8) "Information security program" means the administrative, technical, and physical safeguards that a licensee uses to access, collect, distribute, process, protect, store, use, transmit, dispose of, or otherwise handle nonpublic information;

(9) "Information system" means:

(A) A discrete set of electronic information resources organized for the collection, processing, maintenance, use, sharing, dissemination, or disposition of electronic nonpublic information; or

(B) A specialized system, including an industrial or process control system, a telephone switching and private branch exchange system, and an environmental control system;

(10) "Licensee":

(A) Means a person:

(i) Licensed, authorized to operate, or registered pursuant to this title; or

(ii) Required to be licensed, authorized to operate, or registered pursuant to this title; and

(B) Does not include a purchasing group or risk retention group chartered and licensed in another state or a person acting as an assuming insurer and domiciled in another state or jurisdiction;

(11) "Multi-factor authentication" means authentication through verification of at least two (2) of the following types of authentication factors:

(A) Knowledge factors, such as by a password;

(B) Possession factors, such as by a token or text message on a mobile phone; or

(C) Inherence factors, such as by a biometric characteristic;

(12) "Nonpublic information" means information that is not publicly available and that is:

(A) Business-related information of a licensee, in which the tampering with, unauthorized disclosure of, access to, or use of, would cause a material adverse impact to the business, operations, or security of the licensee;

(B) Information concerning a consumer that, because of a name, number, personal mark, or other identifier, can be used to identify that consumer, in combination with the following:

(i) A social security number;

(ii) A driver license number or non-driver identification card number;

(iii) A financial account number or credit or debit card number;

(iv) A security code, access code, or password that would permit access to the consumer's financial accounts; or

(v) Biometric records; or

(C) Information or data, except a person's age or sex, created by or derived from a healthcare provider or a consumer that relates to:

(i) The past, present, or future physical, mental, or behavioral health or health condition of a consumer or a member of a consumer's immediate family;

(ii) The provision of health care to a consumer; or

(iii) Payment for the provision of health care to a consumer;

(13) "Person" means an individual or non-governmental entity, including a sole proprietorship, corporation, limited liability company, partnership, trust, religious organization, association, nonprofit organization described in § 501(c) of the Internal Revenue Code that is exempt from federal income taxation under § 501(a) of the Internal Revenue Code (26 U.S.C. § 501(a)), or another legal entity, whether formed as a for-profit or not-for-profit entity;

(14) "Publicly available information" means information that a licensee has a reasonable basis to believe is lawfully made available to the public. For purposes of this subdivision (14), a licensee has a reasonable basis to believe that information is lawfully made available to the public if the licensee has taken steps reasonably necessary to determine:

(A) That the information is of a type that is available to the public through government records, widely distributed media, or public disclosures required by law; or

(B) That a consumer can direct that the information not be made available to the public and, if so, that the consumer has not made that direction;

(15) "Risk assessment" means the risk assessment that each licensee must conduct under § 56-2-1004(3); and

(16) "Third-party service provider" means a person, not otherwise defined as a licensee, that contracts with a licensee to maintain, process, or store, or is otherwise permitted access to maintain, process, or store, nonpublic information through its provision of services to the licensee.

56-2-1004. Information security program.

By July 1, 2022, unless provided otherwise in this section:

(1) Commensurate with the size and complexity of the licensee and the nature and scope of its activities, including its use of third-party service providers, and the sensitivity of the nonpublic information used by or in the possession, custody, or control of the licensee, each licensee shall develop, implement, and maintain a comprehensive, written information security program based on the licensee's risk assessment that contains administrative, technical, and physical safeguards for the protection of the nonpublic information and the licensee's information system;

to: (2) A licensee's information security program must be designed

(A) Protect the security and confidentiality of nonpublic information and the security of the information system;

(B) Protect against threats or hazards to the security or integrity of nonpublic information and the information system;

(C) Protect against unauthorized access to or use of nonpublic information and minimize the likelihood of harm to a consumer as a result of unauthorized access or use; and

(D) Define and periodically reevaluate a schedule for retaining nonpublic information and a mechanism for the destruction of nonpublic information when the information is no longer needed;

(3) A licensee shall conduct a risk assessment as follows:

(A) Designate one (1) or more employees, an affiliate, or an outside vendor acting on behalf of the licensee who is responsible for the licensee's information security program;

(B) Identify reasonably foreseeable internal or external threats that could result in unauthorized access, transmission, disclosure, misuse, alteration, or destruction of nonpublic information, including threats to the security of information systems and nonpublic information accessible to or held by third-party service providers;

(C) Assess the likelihood and potential damage of reasonably foreseeable internal or external threats, taking into consideration the sensitivity of the nonpublic information involved;

(D) Assess the sufficiency of policies, procedures, information systems, and other safeguards in place to manage threats throughout the licensee's operations, including in:

(i) Employee training and management;

(ii) Information systems, including network and software design, as well as information classification, governance, processing, storage, transmission, and disposal; and

(iii) Detection, prevention, and response to attacks, intrusions, or other information systems failures; and

(E) Implement information safeguards to manage the threats identified in the licensee's risk assessment and, no less

than annually, assess the effectiveness of the safeguards' key controls, systems, and procedures;

(4) Based on a licensee's risk assessment, the licensee shall:

(A) Design an information security program to mitigate the identified risks, commensurate with the size and complexity of the licensee and the nature and scope of its activities, including its use of third-party service providers, and the sensitivity of the nonpublic information used by or in the possession, custody, or control of the licensee;

(B) Determine which of the following security measures are appropriate for the licensee and implement those security measures:

(i) Place access controls on information systems, including controls to authenticate and restrict access to authorized individuals to protect against the unauthorized acquisition of nonpublic information;

(ii) Identify and manage the data, personnel, devices, systems, and facilities that enable the licensee to achieve the licensee's business objectives in accordance with the relative importance of the data, personnel, devices, systems, and facilities to the licensee's business objectives and risk strategy;

(iii) Restrict physical access to nonpublic information to authorized individuals;

(iv) Protect by encryption or other appropriate means nonpublic information being transmitted over an external network and nonpublic information stored on a laptop computer or other portable computing or storage device or media;

(v) Adopt secure development practices for internally developed applications utilized by the licensee and procedures for evaluating, assessing, or testing the security of externally developed applications utilized by the licensee;

(vi) Modify the licensee's information system in accordance with the licensee's information security program;

(vii) Utilize effective controls that may include multi-factor authentication procedures for authorized individuals accessing nonpublic information;

(viii) Regularly test and monitor systems and procedures to detect actual and attempted attacks on, or intrusions into, information systems;

(ix) Include audit trails within the information security program designed to detect and respond to cybersecurity events and to reconstruct material financial transactions sufficient to support normal operations and obligations of the licensee;

(x) Implement measures to protect against destruction, loss, or damage of nonpublic information due to environmental hazards, such as fire and water damage, technological failures, or other catastrophic events; and

(xi) Develop, implement, and maintain procedures for the secure disposal of nonpublic information in any format;

(C) Include cybersecurity risks in the licensee's enterprise risk management process;

(D) Remain informed regarding emerging threats or vulnerabilities to the licensee and utilize reasonable security measures when sharing information, relative to the nature of the sharing and the type of information being shared; or

(E) Provide personnel with cybersecurity awareness training that is updated as necessary to reflect risks identified by the licensee in the risk assessment;

(5) If the licensee has a board of directors, then the board or an appropriate committee of the board shall, at a minimum:

(A) Require the licensee's executive management or delegates to develop, implement, and maintain the licensee's information security program;

(B) Require the licensee's executive management or delegates to report in writing, at least annually:

(i) The status of the licensee's information security program and compliance with this part; and

(ii) Material matters related to the licensee's information security program, including risk assessment, risk management and control decisions, third-party service provider arrangements, results of testing, cybersecurity events or violations and the licensee's responses thereto, and recommendations for changes to the information security program; and

(C) If the licensee's executive management delegates any of the executive management's responsibilities under this section, then the executive management must oversee the development, implementation, and maintenance of the licensee's information security program prepared by the delegates and must either prepare the report or receive a copy of the report prepared by the delegates pursuant to subdivision (5)(B);

(6) A licensee shall exercise due diligence in selecting a third-party service provider and, by July 1, 2023, require that each third-party service provider implement appropriate administrative, technical, and physical measures to protect and secure the information systems and nonpublic information accessible to, or held by, the third-party service provider;

(7) The licensee shall monitor, evaluate, and adjust, as appropriate, its information security program, consistent with relevant changes in technology, the sensitivity of its nonpublic information, internal or external threats to its information, and its changing business arrangements, such as mergers and acquisitions, alliances and joint ventures, outsourcing arrangements, and changes to information systems;

(8)

(A) As part of a licensee's information security program, a licensee must establish a written incident response plan designed to promptly respond to, and recover from, a cybersecurity event that compromises the confidentiality, integrity, or availability of the licensee's nonpublic information or information systems or the continuing functionality of the licensee's operations;

(B) The incident response plan must address:

(i) The licensee's internal process for responding to a cybersecurity event;

(ii) The goals of the licensee's incident response plan;

(iii) The definition of roles, responsibilities, and levels of decision-making authority relating to a cybersecurity event;

(iv) External and internal communications and information sharing;

(v) The requirements for remediating identified weaknesses in information systems and associated controls;

(vi) Documentation and reporting regarding cybersecurity events and related incident response activities; and

(vii) The evaluation and revision, as necessary, of the incident response plan following a cybersecurity event; and

(9)

(A) Each insurer domiciled in this state shall submit to the commissioner by April 15 of each year written certification that the insurer is in compliance with this section. Each insurer shall maintain for examination by the department all records, schedules, and data supporting the certification for a period of five (5) years from the date of the corresponding certification.

(B) If an insurer identifies areas, systems, or processes requiring material improvement, updating, or redesign, then the insurer must document planned and ongoing remedial efforts to address those areas, systems, or processes, and the documentation must be made available for inspection by the commissioner upon request.

56-2-1005. Investigation of a cybersecurity event.

(a) If a licensee learns that a cybersecurity event has or may have occurred, then the licensee or an outside vendor or service provider designated to act on behalf of the licensee shall conduct a prompt investigation.

(b) During the investigation, the licensee or outside vendor or service provider shall, at a minimum:

(1) Determine whether a cybersecurity event has occurred;

(2) Assess the nature and scope of the cybersecurity event;

(3) Identify nonpublic information that may have been involved in the cybersecurity event; and

(4) Take or oversee reasonable measures to restore the security of the information systems compromised in the cybersecurity event in order to prevent further unauthorized acquisition, release, or use of nonpublic information in the licensee's possession, custody, or control.

(c) If the licensee learns that a cybersecurity event has or may have occurred in a system maintained by a third-party service provider, then the licensee shall complete, or confirm and document that the third-party service provider has completed, the actions required by subsection (b).

(d) The licensee shall maintain records concerning all cybersecurity events for a period of at least five (5) years from the date of discovery of the cybersecurity event and shall provide those records to the commissioner upon request.

(e) If the licensee conducts an investigation or review of a potential or suspected cybersecurity event and determines that an event is not a cybersecurity event, then the licensee must reduce that determination to writing and maintain that writing for a period of at least five (5) years from the date of discovery of the event. The licensee shall provide the writing to the commissioner upon request.

56-2-1006. Notification of a cybersecurity event.

(a) A licensee shall notify the commissioner as soon as practicable, and in no event more than three (3) business days, following a determination that a cybersecurity event has occurred if:

(1)

(A) The licensee is domiciled in this state, in the case of an insurer, as defined in § 56-6-102, or this state is the licensee's home state, in the case of an insurance producer, as defined in § 56-6-102; and

(B) The cybersecurity event has a reasonable likelihood of materially harming a consumer residing in this state or a material part of the licensee's normal operations; or

(2) The licensee reasonably believes that the nonpublic information of two hundred fifty (250) or more consumers residing in this state is involved in the cybersecurity event and that the cybersecurity event is:

(A) A cybersecurity event of which notice must be provided to a government body, self-regulatory agency, or other supervisory body pursuant to state or federal law; or

(B) A cybersecurity event with a reasonable likelihood of materially harming a consumer residing in this state or a material part of the licensee's normal operations.

(b)

(1) A licensee that must notify the commissioner under subsection (a) shall provide to the commissioner, in a format directed by the commissioner, as much of the following information as is available:

(A) The date of the cybersecurity event;

(B) A description of how the nonpublic information was exposed, lost, stolen, or breached, including the specific roles and responsibilities of third-party service providers with respect to the nonpublic information, if any;

(C) How the cybersecurity event was discovered;

(D) Whether lost, stolen, or breached nonpublic information has been recovered and, if so, how recovery was accomplished;

(E) The identity of the source of the cybersecurity event;

(F) Whether the licensee has filed a police report or notified regulatory, governmental, or law enforcement agencies and, if so, when the notification was provided;

(G) A description of the specific types of nonpublic information or particular data elements acquired without authorization, which may include types of medical information, types of financial information, or types of information allowing for consumer identification;

(H) The period during which the licensee's information system was compromised by the cybersecurity event;

(I) The number of total consumers in this state affected by the cybersecurity event. The licensee shall provide its best estimate of this number of consumers in its initial report to the commissioner and update this estimate with each subsequent report to the commissioner pursuant to this subsection (b);

(J) The results of an internal review and whether the review identified whether automated controls or internal procedures were followed or adhered to;

(K) A description of the efforts to remediate the situation that permitted the cybersecurity event to occur;

(L) A copy of the licensee's privacy policy and a statement outlining the steps that the licensee will take to investigate which consumers were affected by the cybersecurity event and to notify affected consumers;

(M) The name of a person who is both knowledgeable regarding the cybersecurity event and authorized to act on behalf of the licensee to serve as a representative of the licensee for contact from the commissioner; and

(N) A copy of the notice sent to affected consumers, if the notice is required under subsection (c).

(2) Licensees shall continually provide material updates or supplements to the information provided under subdivision (b)(1).

(c) Following a determination that a cybersecurity event has occurred and that the cybersecurity event has a reasonable likelihood of materially harming a consumer, a licensee shall notify consumers residing in this state whose nonpublic information has been acquired, or reasonably believed to have been acquired, by the cybersecurity event. The disclosure must be made no later than forty-five (45) days after the determination of the cybersecurity event, unless a longer period of time is required due to the legitimate needs of law enforcement. For purposes of this section, notice may be provided by:

(1) Written notice;

(2) Electronic notice, if the notice provided is consistent with the provisions regarding electronic records and signatures set forth in 15 U.S.C. § 7001, or if the licensee's primary method of communication with the consumer has been by electronic means. Electronic means may include email notification; or

(3) Substitute notice, if the licensee demonstrates that the cost of providing notice would exceed two hundred fifty thousand dollars (\$250,000), the affected class of subject persons to be notified exceeds five hundred thousand (500,000) persons, or the licensee does not have sufficient contact information and the notice consists of the following:

(A) Email notice, when the licensee has an email address for the consumer;

(B) Conspicuous posting of the notice on the licensee's website, if the licensee maintains a website page; and

(C) Notification to major statewide media.

(d)

(1) If a licensee becomes aware of a cybersecurity event in the licensee's information system maintained by a third-party service provider, then the licensee must treat the event as if it occurred in an information system maintained by the licensee for purposes of subsection (a).

(2) The licensee's time limitations for purposes of providing notification under subsection (a) begin running when the third-party service provider notifies the licensee of the cybersecurity event or the licensee otherwise gains actual knowledge of the cybersecurity event, whichever is sooner.

(3) This part does not limit or abrogate an agreement between a licensee and another party to fulfill the investigation requirements

imposed under § 56-2- 1005 or the notice requirements imposed under this section.

(e)

(1)

(A) In the case of a cybersecurity event involving nonpublic information that is used by, or in the possession, custody, or control of, a licensee acting as an assuming insurer that does not have a direct contractual relationship with the affected consumers, the assuming insurer shall notify the affected ceding insurers and the commissioner of the licensee's state of domicile within three (3) business days of determining that a cybersecurity event has occurred.

(B) The ceding insurers that have a direct contractual relationship with affected consumers must fulfill the consumer notification requirements required under this section.

(2)

(A) In the case of a cybersecurity event involving nonpublic information in the possession, custody, or control of a third-party service provider of a licensee that is an assuming insurer, the assuming insurer shall notify the affected ceding insurers and the commissioner of the licensee's state of domicile within three (3) business days of the third- party service provider notifying the licensee of the cybersecurity event or the licensee otherwise gaining actual knowledge of the cybersecurity event, whichever is sooner.

(B) The ceding insurers that have a direct contractual relationship with affected consumers shall fulfill the consumer notification requirements required under this section.

(3) Except as provided in this subsection (e), a licensee acting as assuming insurer has no other notice obligations relating to a cybersecurity event under this section.

(f) In the case of a cybersecurity event involving nonpublic information in the possession, custody, or control of a licensee that is an insurer, or the third-party service provider for which a consumer accessed the insurer's services through an independent insurance producer, and for which consumer notice is required under this part, the insurer shall notify the producers of record of all affected consumers, if known, as soon as practicable, but not later than when such notice is provided to the affected consumers. The insurer is excused from this obligation in those instances in which the insurer does not have the current producer of record information for an individual consumer.

56-2-1007. Authority of commissioner.

(a) In addition to authority under chapter 1, part 4 of this title, the commissioner has the authority to examine and investigate a licensee to determine whether the licensee has been or is engaged in conduct in violation of this part. Those examinations or investigations must be conducted in accordance with chapter 1, part 4 of this title.

(b) If the commissioner has reason to believe that a licensee has been or is engaged in conduct in this state that violates this part, then the commissioner may take necessary or appropriate action to enforce this part in accordance with part 3 of this chapter.

56-2-1008. Confidentiality.

(a) Documents, materials, or information in the department's control or possession that are furnished by a licensee, or an employee or agent acting on behalf of the licensee, pursuant to § 56-2-1004(9) or § 56-2-1006(b), or that are obtained by the commissioner in connection with an investigation or examination pursuant to § 56-2- 1007:

(1) Are confidential and not open for inspection by members of the public under title 10, chapter 7 or § 56-1-602; and

(2) Are not subject to subpoena, subject to discovery, or admissible in evidence in a private civil action, except that the commissioner may use the documents, materials, or information in the furtherance of regulatory or legal action by the commissioner.

(b) The commissioner, or a person who received documents, materials, or information while acting under the authority of the commissioner, is not permitted or required to testify in a private civil action concerning documents, materials, or information made confidential under subsection (a).

(c) Notwithstanding subsection (a), to assist in the commissioner's duties under this part, the commissioner may:

(1) Share documents, materials, or information made confidential under subsection (a) with other state, federal, or international regulatory agencies or law enforcement authorities, the national association of insurance commissioners or its affiliates or subsidiaries, or a third-party consultant or vendor of the department, as long as the recipient agrees in writing to maintain the confidential nature of the documents, materials, or information;

(2) Receive documents, materials, or information, including otherwise confidential documents, materials, or information, from the national association of insurance commissioners or its affiliates or subsidiaries, or from regulatory or law enforcement officials of other foreign or domestic jurisdictions, and the commissioner must maintain as confidential any document, material, or information received with notice or

the understanding that it is confidential under the laws of the source jurisdiction; and

(3) Enter into agreements governing sharing and use of documents, materials, or information consistent with this subsection (c).

(d) A waiver of an applicable privilege or confidentiality does not occur as a result of the disclosure of documents, materials, or information by or to the commissioner under subsection (c).

(e) This part does not prohibit the commissioner from releasing final, adjudicated actions open to public inspection under title 10, chapter 7 or § 56-1-602 to a database or other clearinghouse service maintained by the national association of insurance commissioners or its affiliates or subsidiaries.

56-2-1009. Exceptions.

(a)

(1) This part does not apply to:

(A) A licensee who employs less than twenty-five (25) individuals, regardless of whether the individuals are employees or independent contractors;

(B) A licensee with less than five million dollars (\$5,000,000) in gross annual revenue; or

(C) A licensee with less than ten million dollars (\$10,000,000) in year-end total assets.

(2) A licensee subject to and governed by the privacy, security, and breach notification rules issued by the United States department of health and human services, 45 CFR Parts 160 and 164, established pursuant to the federal Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. § 1320d et seq.), and the federal Health Information Technology for Economic and Clinical Health (HITECH) Act (42 U.S.C. § 300jj et seq. and 42 U.S.C. § 17901 et seq.), and that maintains nonpublic information in the same manner as protected health information meets the requirements of §§ 56-2-1004 and 56-2-1006(c) if the licensee is compliant with, and submits a written statement certifying its compliance with, the federal Health Insurance Portability and Accountability Act of 1996 and the federal Health Information Technology for Economic and Clinical Health.

(3) A licensee subject to Title V of the federal Gramm-Leach-Bliley Act of 1999 (15 U.S.C. §§ 6801-6809 and 6821-6827) that meets the requirements of § 56-2-1006(c) if the licensee is compliant with, and submits a written statement certifying its compliance with, Title V of the federal Gramm-Leach-Bliley Act of 1999.

(4) An employee, agent, representative, or designee of a licensee, who is also a licensee, is exempt from § 56-2-1004 if the activities of the employee, agent, representative, or designee are covered by the other licensee's information security program.

(b) If a licensee ceases to qualify for an exception under subsection (a), then the licensee has one hundred eighty (180) days from the time the licensee no longer qualifies for the exception to comply with this part.

56-2-1010. Penalties.

The commissioner may seek penalties under § 56-2-305 for a violation of this part.

56-2-1011. Rules.

The commissioner may promulgate rules to effectuate this part. The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. If any provision of this act or the application of any provision of this act to any person or circumstance is held invalid, then the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end, the provisions of this act are severable.

SECTION 3. The headings to sections in this act are for reference purposes only and do

not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 4. For the purpose of promulgating rules, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2021, the public welfare requiring it, and applies to breaches that occur or are discovered on or after that date.

Rep. Vaughan moved that the House concur in Senate Amendment No. 1 to **House Bill No. 766**, which motion prevailed by the following vote:

Ayes 90
Noes 0

Representatives voting aye were: Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sexton J, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis,

Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker
Sexton--90

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 830** -- Consumer Protection - As introduced, requires a manufacturer, under certain circumstances, to replace farm machinery with comparable farm machinery or accept return of the farm machinery and refund the full purchase price and related repair costs, less a reasonable allowance for use and a reasonable offset for physical damage; creates a civil cause of action for consumers. - Amends TCA Title 43; Title 47, Chapter 18 and Title 55. by *Kumar, *Crawford, *Haston, *Grills, *Hardaway, *Todd, *Hazlewood, *Chism, *Powell, *Ragan. (SB831 by *Niceley, *Bowling, *Crowe, *Gardenhire, *Haile, *Hensley, *Jackson, *Lundberg, *Massey, *Pody, *Powers, *Reeves, *Rose, *Southerland, *Stevens, *Walley, *Yager)

Senate Amendment No. 1

AMEND House Bill No. 830 by inserting the following into § 47-18-3101 in SECTION 1 as a new subdivision (2) and renumbering the existing subdivisions accordingly:

(2) "Clear title" means legal ownership free from a perfected security interest or other perfected lien;

AND FURTHER AMEND by deleting § 47-18-3101(6) in SECTION 1 and substituting:

(6) "Farm machinery":

(A) Means self-propelled equipment or machinery primarily designed and used for agricultural purposes purchased or leased by a consumer for the first time from a manufacturer, distributor, or authorized dealer; and

(B) Does not include an off-highway vehicle as defined in § 55-8-101(12) and (13), an all-terrain vehicle as defined in § 55-8-101(1), lawn tractors, or lawn mowers;

AND FURTHER AMEND by deleting § 47-18-3102(b) in SECTION 1 and substituting:

(b) The consumer shall furnish possession of the nonconforming farm machinery to the manufacturer, distributor, or authorized dealer at the time of a refund or replacement. If a refund is made, then the refund must be made to the consumer, and lien holder or holder of a security interest, if any, as their interest may appear. If a replacement is made, then a consumer, lien holder, or lessor shall furnish clear title to, and possession of, the farm machinery to the manufacturer, distributor, or authorized dealer.

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Rep. Kumar moved that the House concur in Senate Amendment No. 1 to **House Bill No. 830**, which motion prevailed by the following vote:

Ayes 90
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Smith, Sparks, Stewart, Terry, Thompson, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Sexton--90

A motion to reconsider was tabled.

UNFINISHED BUSINESS

MOTION TO PLACE BILL ON CALENDAR

Rep. Littleton moved that **House Joint Resolution No. 417** be placed on the Regular Calendar for April 28, 2021, which motion prevailed.

RULES SUSPENDED

Rep. Mitchell moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 479 out of order, which motion prevailed.

***House Joint Resolution No. 479** -- Memorials, Personal Achievement - Jehlin H., 2021 Youth of the Year, Boys & Girls Clubs of Middle Tennessee. by *Mitchell.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Mitchell, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Hardaway moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 480 out of order, which motion prevailed.

***House Joint Resolution No. 480** -- Memorials, Death - Senator Roscoe Dixon, Jr. by *Miller, *Hardaway, *Camper, *Shaw, *Mitchell, *Thompson, *Harris, *Cooper, *Stewart, *Dixie, *Hakeem, *McKenzie, *Johnson G, *Beck, *Clemmons, *Hodges, *Parkinson, *Powell, *Windle, *Lamar, *Freeman, *Love, *Faison, *White, *Gillespie, *Jernigan, *Leatherwood, *Lamberth.

On motion, the rules were suspended for the immediate consideration of the resolution.

Rep. Hardaway moved adoption of House Joint Resolution No. 480.

Rep. Miller moved that all members voting aye on House Joint Resolution No. 480 be added as co-prime sponsors, which motion prevailed with the following member not added pursuant to the signed Sponsor Exclusion form: Rep. Ragan.

On motion of Rep. Hardaway, the resolution was adopted.

A motion to reconsider was tabled.

BILL RE-REFERRED

Rep. Lamberth moved that **House Bill No. 1304** be re-referred to the Education Administration Committee, which motion prevailed.

RULES SUSPENDED

Rep. Lamberth moved that the rules be suspended in order to allow **House Bill No. 752** to be heard in the Finance, Ways & Means Subcommittee this week, which motion prevailed.

NOTICE TO ACT ON SENATE MESSAGE

Pursuant to **Rule No. 59**, notice was given that the following measure from the Senate would be considered on April 22, 2021:

House Bill No. 1609: by Rep. Weaver

House Bill No. 235: by Rep. Littleton

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 358 Rep. Lamberth as prime sponsor.

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House Bill No. 442 Reps. Williams, G. Hicks and Hazlewood as prime sponsors.

House Bill No. 506 Rep. Griffey as prime sponsor.

House Bill No. 654 Rep. Cooper as prime sponsor.

House Bill No. 750 Rep. Faison as prime sponsor.

House Bill No. 752 Rep. Whitson as prime sponsor.

House Bill No. 1171 Reps. Haston and Hazlewood as prime sponsors.

House Bill No. 1190 Rep. Hardaway as prime sponsor.

House Bill No. 1305 Reps. Smith, Hazlewood, Todd and Grills as prime sponsors.

House Bill No. 1406 Rep. Hardaway as prime sponsor.

MESSAGE FROM THE SENATE
April 21, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 132, 234, 331, 484, 610, 827 and 1187; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 132 -- Human Services, Dept. of - As introduced, requires the commissioner to submit a report annually to the general assembly detailing the department's access and use of federal temporary assistance to needy families (TANF) funds. - Amends TCA Title 71, Chapter 1, Part 1. by *Crowe. (*HB136 by *Hawk, *Griffey)

***Senate Bill No. 234** -- Interstate Compacts - As introduced, enacts the Solemn Covenant of the States to Award Prizes for Curing Diseases compact. - Amends TCA Title 4; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Hensley. (HB829 by *Kumar)

Senate Bill No. 331 -- Criminal Offenses - As introduced, expands the offense of unlawful photography to include a photograph taken without an individual's consent and the focus of the photograph is the intimate area of the individual or would offend or embarrass an ordinary person and the photograph was taken for the purpose of sexual arousal of the defendant. - Amends TCA Title 39, Chapter 13, Part 6. by *Lundberg. (*HB382 by *Crawford, *Lamberth, *Griffey, *Hardaway)

Senate Bill No. 484 -- Controlled Substances - As introduced, authorizes the departments of health and mental health and substance abuse services and the bureau of TennCare to provide in an electronic format the educational materials required to be made available to prescribers of medication assisted treatment and facilities that use medication-assisted treatment for the treatment of substance use disorder. - Amends TCA Title 4; Title 16, Chapter 22; Title 33; Title 38; Title 39, Chapter 17; Title 40; Title 41; Title 45; Title 50; Title 53; Title 63; Title 67 and Title 68. by *Haile. (*HB582 by *Terry, *Ramsey)

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Senate Bill No. 610 -- Public Employees - As introduced, specifies that an employee of a county or municipality is not entitled to back pay if the employee is arrested and placed on administrative leave and then voluntarily separates from employment, even if the charges are dropped or the employee is found not guilty, or is terminated for reasons other than the arrest; requires that the records of the administrative actions be preserved. - Amends TCA Title 4, Chapter 5, Part 2 and Title 7, Chapter 51, Part 17. by *Jackson. (*HB714 by *Hurt)

***Senate Bill No. 827** -- Prisons and Reformatory Institutions - As introduced, prohibits the use of solitary confinement for pregnant inmates and inmates who have given birth within the past eight weeks; prohibits transfer of a pregnant inmate from a jail to a state penitentiary or branch of a prison for safekeeping unless medically necessary. - Amends TCA Title 39; Title 40 and Title 41. by *Yarbro, *Gilmore. (HB916 by *Chism)

Senate Bill No. 1187 -- Utilities, Utility Districts - As introduced, changes the compensation, from an amount not to exceed \$1,000 annually to an amount not to exceed \$200 monthly, for the board of directors of the Reelfoot Lake regional utility and planning district. - Amends TCA Chapter 222 of the Public Acts of 1983, and any other acts amendatory thereto. by *Jackson. (*HB1140 by *Grills)

**MESSAGE FROM THE SENATE
April 21, 2021**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 146, 323, 388, 560, 669, 749, 851, 856, 961, 1049 and 1181; substituted for Senate Bills on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 21, 2021**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 394, 395, 396, 398, 399, 400, 401 and 402; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 21, 2021**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 567, 722, 732, 1064, 1570, 1603, 1612, 1620 and 1623; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 21, 2021**

MR. SPEAKER: I am directed to return to the House, House Bill No. 447; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 21, 2021**

MR. SPEAKER: I am directed to return to the House, House Bill No. 1233; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 21, 2021**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 22, 44, 151, 447, 475, 636, 746, 852, 886, 1132, 1240, 1259, 1303, 1326, 1377, 1621, 1634 and 1635; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 21, 2021**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 13, 241, 619, 1195, 1373 and 1578; House Joint Resolutions Nos. 416, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 479 and 480;

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 21, 2021**

The Speaker announced that he had signed the following: Senate Bills Nos. 22, 44, 151, 447, 475, 636, 746, 852, 886, 1132, 1240, 1259, 1303, 1326, 1377, 1621, 1634 and 1635.

TAMMY LETZLER, Chief Clerk

**SIGNED
April 21, 2021**

The Speaker announced that he had signed the following: Senate Bills Nos. 112, 119, 135, 139, 163, 214, 268, 290, 311, 353, 405, 505, 509, 534, 545, 611, 615, 618, 749, 786, 790, 873, 1004, 1178, 1199, 1229, 1262 and 1615.

TAMMY LETZLER, Chief Clerk

MESSAGE FROM THE SENATE
April 21, 2021

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 219, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 473, 474, 475, 476, 477, 478, 479, 480, 481, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 498, 499, 500, 501, 502, 562 and 563; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ENGROSSED BILLS
April 21, 2021

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 749;

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
April 21, 2021

MR. SPEAKER: I am directed to return to the House, House Bill No. 368 The Senate refused to recede from its action in adopting Senate amendment 1.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS
April 21, 2021

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 41, 42 and 43; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED
April 21, 2021

The Speaker announced that he had signed the following: House Resolutions Nos. 41, 42 and 43.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 21, 2021**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 186, 358 and 380; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

**REPORT OF CHIEF ENGROSSING CLERK
April 21, 2021**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 567, 722, 732, 1064, 1570, 1603, 1612, 1620 and 1623; House Joint Resolutions Nos. 103, 350, 379, 381, 382, 383, 385, 387, 388, 389, 390, 391, 392 and 393; for his action.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 21, 2021**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 219, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 473, 474, 475, 476, 477, 478, 479, 480, 481, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 498, 499, 500, 501, 502, 562 and 563.

TAMMY LETZLER, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 92

Representatives present were Alexander, Baum, Beck, Boyd, Bricken, Calfee, Campbell S, Camper, Carr, Carringer, Casada, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Darby, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Gillespie, Griffey, Grills, Hakeem, Halford, Hall, Hardaway, Harris, Hawk, Hazlewood, Helton, Hicks G, Hicks T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Mannis, Marsh, McKenzie, Miller, Mitchell, Moody, Moon, Parkinson, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sexton J, Shaw, Smith, Sparks, Stewart, Terry, Todd, Towns, Travis, Vaughan, Warner, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker
Sexton -- 92

WEDNESDAY, APRIL 21, 2021 – TWENTY-SIXTH LEGISLATIVE DAY

RECESS

On motion of Rep. Gant, the House stood in recess until 9:00 a.m., Thursday, April 22, 2021.